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Reporting Category

Category	Subcategory	Situation	Victim/Offender Armed?	Weapon Types	Weapon Other	Weapon Recovered?	Deceased?
18A FIREARM DISCHARGE WITH HITS / ON DUTY	FIREARM DISCHARGE WITH HITS - HANDGUN	-	Yes	OTHER (SPECIFY)	VEHICLE	No	Yes

row(s) 1 - 1 of 1

Log No: 1053667 Type:CR, U

Accused Members

Review Name	Status	Accused Overall	Finding	Recommended Penalty	No. of Days	Date/Time Served	Created Date	Complimentary	History
View LOPEZ, DANIEL	CLOSED/FINAL	EXONERATED	-	-	-	28-FEB-2013	N/A		
View PRATSCHE, TERRENCE	CLOSED/FINAL	EXONERATED	-	-	-	28-FEB-2013	N/A		
View VAZQUEZ, DANIEL	CLOSED/FINAL	EXONERATED	-	-	-	28-FEB-2013	N/A		
View REY, VIOLET	CLOSED/FINAL	UNFOUNDED	-	-	-	28-FEB-2013	N/A		
View CURRY, MICHAEL	CLOSED/FINAL	EXONERATED	-	-	-	28-FEB-2013	N/A		
View MENDEZ JR, JORGE	CLOSED/FINAL	EXONERATED	-	-	-	28-FEB-2013	N/A		
View GONZALEZ JR., MANUEL	CLOSED/FINAL	EXONERATED	-	-	-	28-FEB-2013	N/A		
View ROSEN, ANTHONY	CLOSED/FINAL	EXONERATED	-	-	-	28-FEB-2013	N/A		

row(s) 1 - 8 of 8

Attachments

No.	Type	Related Person	No. of Pages	Narrative	Original in File	Entered By	Entered Date/Time	Status	Approve Content?	Approve Inclusion?
View 1	FACE SHEET	N/A	-	-	-	CHIBE, JOHN	APR-30-2012 04:00	-	-	-
View 2	CONFLICT CERTIFICATION	N/A	-	-	-	DAVIS, LORENZO	MAY-02-2012 10:05	-	-	-
View 3	CONFLICT CERTIFICATION	N/A	-	-	-	WILLIAMS, TIFFANY	MAY-02-2012 10:16	-	-	-
View 4	ARREST REPORT	N/A	5	[REDACTED]	-	HOWARD, MIA	MAY-08-2012 11:51	APPROVED	-	YES
View 5	ARREST REPORT	N/A	5	[REDACTED]	-	HOWARD, MIA	MAY-08-2012 11:52	APPROVED	-	YES
View 6	REPORT (OTHER)	N/A	11	PRELIMINARY REPORT	-	HOWARD, MIA	MAY-08-2012 11:53	APPROVED	-	YES
View 7	CHICAGO POLICE DEPARTMENT EVENT QUERY	N/A	13	-	-	HOWARD, MIA	MAY-08-2012 11:54	APPROVED	-	YES
View 8	CHICAGO POLICE DEPARTMENT EVENT QUERY	N/A	19	-	-	HOWARD, MIA	MAY-08-2012 11:54	APPROVED	-	YES
View 9	TO/FROM REPORT	N/A	2	VISIT TO STROGER HOSPITAL/ OBSERVATION OF INJURIES ([REDACTED])	YES	HOWARD, MIA	MAY-08-2012 11:55	APPROVED	-	YES
View 10	TO/FROM REPORT	N/A	2	POSTMORTEM EXAMINATION OF [REDACTED]	-	HOWARD, MIA	MAY-08-2012 11:56	APPROVED	-	YES
View 11	CRIME SCENE PROCESSING REPORT	N/A	13	RD# HV264189	-	HOWARD, MIA	MAY-08-2012 11:57	APPROVED	-	YES
View 12	CANVASS SHEETS	N/A	3	-	-	HOWARD, MIA	MAY-08-2012 11:58	APPROVED	-	YES
View 13	TACTICAL RESPONSE REPORT (TRR)	N/A	2	OFFICER ROSEN #11430	-	HOWARD, MIA	AUG-15-2013 10:54	APPROVED	-	YES
View 14	TACTICAL RESPONSE REPORT (TRR)	N/A	2	OFFICER LOPEZ #3477	-	HOWARD, MIA	AUG-15-2013 10:55	APPROVED	-	YES
View 15	TACTICAL RESPONSE REPORT	N/A	2	OFFICER GONZALEZ #11733	-	HOWARD, MIA	AUG-15-2013 10:55	APPROVED	-	YES

	(TRR)					MIA	2013 10:55		
View	16	TACTICAL RESPONSE REPORT (TRR)	N/A	2	OFFICER CURRY #6915	-	HOWARD, MIA	AUG-15-2013 10:56	APPROVED - YES
View	17	TACTICAL RESPONSE REPORT (TRR)	N/A	2	OFFICER REY #3593	-	HOWARD, MIA	AUG-15-2013 10:56	APPROVED - YES
View	18	TACTICAL RESPONSE REPORT (TRR)	N/A	2	OFFICER VAZQUEZ #11852	-	HOWARD, MIA	AUG-15-2013 10:57	APPROVED - YES
View	19	TACTICAL RESPONSE REPORT (TRR)	N/A	2	OFFICER MENDEZ #14333	-	HOWARD, MIA	AUG-15-2013 10:58	APPROVED - YES
View	20	TACTICAL RESPONSE REPORT (TRR)	N/A	2	OFFICER PRATSCHER #4190	-	HOWARD, MIA	AUG-15-2013 10:59	APPROVED - YES
View	21	LETTER TO WITNESS	N/A	1	██████████	-	HOWARD, MIA	MAY-08-2012 12:14	APPROVED - YES
View	22	LETTER TO WITNESS	N/A	1	██████████	-	HOWARD, MIA	MAY-08-2012 12:15	APPROVED - YES
View	23	TACTICAL RESPONSE REPORT (TRR)	N/A	2	OFFICER FIETKO #7513	-	HOWARD, MIA	AUG-15-2013 11:00	APPROVED - YES
View	24	TACTICAL RESPONSE REPORT (TRR)	N/A	2	OFFICER OHLSON #8394	-	HOWARD, MIA	AUG-15-2013 11:00	APPROVED - YES
View	25	TACTICAL RESPONSE REPORT (TRR)	N/A	2	OFFICER PANEK #5455	-	HOWARD, MIA	AUG-15-2013 11:01	APPROVED - YES
View	26	TACTICAL RESPONSE REPORT (TRR)	N/A	2	OFFICER PAPIN #3020	-	HOWARD, MIA	AUG-15-2013 11:02	APPROVED - YES
View	27	INVENTORY SHEET	N/A	7	RD# HV264189/ STOLEN ITEMS	-	HOWARD, MIA	MAY-08-2012 15:21	APPROVED - YES
View	28	TRAFFIC CRASH REPORT	N/A	4	IDOT CONTROL NUMBER "C100202462", RD# HV-264211	-	HOWARD, MIA	AUG-15-2013 12:10	APPROVED - YES
View	29	GENERAL OFFENSE CASE REPORT	N/A	7	RD# HV264189	-	HOWARD, MIA	MAY-08-2012 15:24	APPROVED - YES
View	30	LETTER TO VICTIM	N/A	1	FAMILY OF ██████████	-	HOWARD, MIA	MAY-11-2012 14:37	APPROVED - YES
View	31	TO/FROM REPORT	N/A	2	ATTEMPT TO INTERVIEW ██████████	YES	HOWARD, MIA	MAY-11-2012 14:39	APPROVED - YES
View	32	CHICAGO POLICE DEPARTMENT EVENT QUERY	N/A	6	-	-	HOWARD, MIA	MAY-11-2012 14:39	APPROVED - YES
View	33	AMBULANCE REPORT/SHEET	N/A	2	██████████	YES	HOWARD, MIA	MAY-11-2012 14:41	APPROVED - YES
View	34	AMBULANCE REPORT/SHEET	N/A	2	██████████	YES	HOWARD, MIA	MAY-11-2012 14:41	APPROVED - YES
View	35	PHOTOGRAPH	N/A	212	CRIME SCENE/POLICE INVOLVED SHOOTING	-	HOWARD, MIA	MAY-11-2012 14:53	APPROVED - YES
View	36	PHOTOGRAPH	N/A	231	CRIME SCENE/POLICE INVOLVED SHOOTING	-	HOWARD, MIA	MAY-11-2012 14:58	APPROVED - YES
View	37	PHOTOGRAPH	N/A	34	(DECEASED) ██████████ @ CRIME SCENE, 25TH WESTERN	-	HOWARD, MIA	MAY-11-2012 14:55	APPROVED - YES
View	38	PHOTOGRAPH	N/A	205	CRIME SCENE/POLICE INVOLVED SHOOTING	-	HOWARD, MIA	MAY-11-2012 14:45	APPROVED - YES
View	39	REPORT (OTHER)	N/A	1	NOTICE OF REDACTED MATERIALS	-	HOWARD, MIA	MAY-11-2012 14:43	APPROVED - YES
View	40	CERTIFIED MAIL RECEIPT	N/A	1	M.E. OFFICE	-	HOWARD, MIA	MAY-22-2012 09:24	APPROVED - YES
View	41	CERTIFIED MAIL RECEIPT	N/A	1	B. ██████████ L. ██████████ & J. ██████████	-	HOWARD, MIA	MAY-22-2012 09:25	APPROVED - YES
View	42	TO/FROM REPORT	N/A	1	ATTEMPT TO INTERVIEW VICTIM, ██████████	-	HOWARD, MIA	MAY-22-2012 09:25	APPROVED - YES
View	43	PHOTOGRAPH	N/A	5	██████████	-	HOWARD, MIA	MAY-22-2012	APPROVED - YES

View	44	PHOTOGRAPH	N/A	9	██████████	YES	HOWARD, MIA	09:26 MAY-22-2012 09:26	APPROVED -	YES
View	45	SWORN AFFIDAVIT - NOT REQUIRED	N/A	1	██████████	-	HOWARD, MIA	09:27 MAY-22-2012 09:27	APPROVED -	YES
View	46	CONSENT FOR AUDIO RECORDED INTERVIEW	N/A	1	██████████	-	HOWARD, MIA	09:27 MAY-22-2012 09:27	APPROVED -	YES
View	47	AUDIO INTERVIEW	N/A	1	██████████	YES	WILLIAMS, TIFFANY	12:31 MAY-18-2012 12:31	APPROVED -	YES
View	48	INTERVIEW - WITNESS	N/A	35	TRANSCRIBED STATEMENT OF ██████████ MEJIA	YES	HOWARD, MIA	09:29 MAY-22-2012 09:29	APPROVED -	YES
View	49	REPORT (OTHER)	N/A	1	REFUSAL TO TALK WITH IPRA/ ██████████	-	HOWARD, MIA	09:30 MAY-22-2012 09:30	APPROVED -	YES
View	50	AUDIO INTERVIEW	N/A	1	PO Valdovinos	YES	WILLIAMS, TIFFANY	10:36 MAY-19-2012 10:36	APPROVED -	YES
View	51	INTERVIEW - WITNESS	N/A	18	OFFICER JOSE VALDOVINOS	YES	HOWARD, MIA	09:31 MAY-22-2012 09:31	APPROVED -	YES
View	52	AUDIO INTERVIEW	N/A	1	PO Lorenz	YES	WILLIAMS, TIFFANY	10:30 MAY-19-2012 10:30	APPROVED -	YES
View	53	INTERVIEW - WITNESS	N/A	15	OFFICER JEREMY LORENZ	YES	HOWARD, MIA	09:32 MAY-22-2012 09:32	APPROVED -	YES
View	54	AUDIO INTERVIEW	N/A	1	PO Pappin	YES	WILLIAMS, TIFFANY	10:33 MAY-19-2012 10:33	APPROVED -	YES
View	55	INTERVIEW - WITNESS	N/A	15	OFFICER MICHAEL PAPIN	YES	HOWARD, MIA	09:32 MAY-22-2012 09:32	APPROVED -	YES
View	56	AUDIO INTERVIEW	N/A	1	PO Cicio	YES	WILLIAMS, TIFFANY	10:28 MAY-19-2012 10:28	APPROVED -	YES
View	57	INTERVIEW - WITNESS	N/A	12	OFFICER BRIAN CICIO	YES	HOWARD, MIA	09:33 MAY-22-2012 09:33	APPROVED -	YES
View	58	AUDIO INTERVIEW	N/A	1	PO Panek	YES	WILLIAMS, TIFFANY	08:30 MAY-19-2012 08:30	APPROVED -	YES
View	59	INTERVIEW - WITNESS	N/A	17	OFFICER TAMMY PANEK	YES	HOWARD, MIA	09:34 MAY-22-2012 09:34	APPROVED -	YES
View	60	AUDIO INTERVIEW	N/A	1	PO Fietko	YES	WILLIAMS, TIFFANY	08:28 MAY-19-2012 08:28	APPROVED -	YES
View	61	INTERVIEW - WITNESS	N/A	23	OFFICER MICHAEL FIETKO	YES	HOWARD, MIA	09:35 MAY-22-2012 09:35	APPROVED -	YES
View	62	AUDIO INTERVIEW	N/A	1	PO Valadez	YES	WILLIAMS, TIFFANY	08:25 MAY-19-2012 08:25	APPROVED -	YES
View	63	INTERVIEW - WITNESS	N/A	23	OFFICER ADRIAN VALADEZ	YES	HOWARD, MIA	09:36 MAY-22-2012 09:36	APPROVED -	YES
View	64	AUDIO INTERVIEW	N/A	1	PO Alamillio	YES	WILLIAMS, TIFFANY	08:29 MAY-19-2012 08:29	APPROVED -	YES
View	65	INTERVIEW - WITNESS	N/A	18	OFFICER ALAMILLO	YES	HOWARD, MIA	11:52 MAY-31-2012 11:52	APPROVED -	YES
View	66	AUDIO INTERVIEW	N/A	1	PO Ohlsen	YES	WILLIAMS, TIFFANY	08:14 MAY-19-2012 08:14	APPROVED -	YES
View	67	INTERVIEW - WITNESS	N/A	20	OFFICER ANDREW OHLSON	YES	HOWARD, MIA	09:36 MAY-22-2012 09:36	APPROVED -	YES
View	68	AUDIO INTERVIEW	N/A	1	PO Michel	YES	WILLIAMS, TIFFANY	08:15 MAY-19-2012 08:15	APPROVED -	YES
View	69	INTERVIEW - WITNESS	N/A	15	OFFICER JONATHAN MICHEL	YES	HOWARD, MIA	09:37 MAY-22-2012 09:37	APPROVED -	YES
View	70	AUDIO INTERVIEW	N/A	1	PO Antonio Valenzuela	YES	WILLIAMS, TIFFANY	08:16 MAY-19-2012 08:16	APPROVED -	YES
View	71	INTERVIEW - WITNESS	N/A	14	OFFICER VALENZUELA	YES	HOWARD, MIA	09:37 JUN-06-2012 09:37	APPROVED -	YES

View	72	REQUEST FOR INTERVIEW/STATEMENT/REPORT	N/A	1	PO VIOLET REY #3593	YES	HOWARD, MIA	MAY-31-2012 12:47	APPROVED -	YES
View	73	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	2	PO VIOLET REY #3593	YES	HOWARD, MIA	MAY-31-2012 12:48	APPROVED -	YES
View	74	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	2	PO VIOLET REY #3593	YES	HOWARD, MIA	MAY-31-2012 12:49	APPROVED -	YES
View	75	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	PO VIOLET RAY #3593	-	HOWARD, MIA	MAY-31-2012 12:49	APPROVED -	YES
View	76	AUDIO INTERVIEW	N/A	1	PO Violet Rey	YES	WILLIAMS, TIFFANY	MAY-23-2012 13:21	APPROVED -	YES
View	77	PHOTOGRAPH	N/A	1	-	-	HOWARD, MIA	MAY-31-2012 12:51	APPROVED -	YES
View	78	INTERVIEW - ACCUSED	N/A	28	OFFICER VIOLET REY	YES	HOWARD, MIA	MAY-31-2012 12:53	APPROVED -	YES
View	79	REQUEST FOR INTERVIEW/STATEMENT/REPORT	N/A	1	PO LOPEZ #3477	-	HOWARD, MIA	MAY-31-2012 12:53	APPROVED -	YES
View	80	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	2	PO LOPEZ #3477	-	HOWARD, MIA	MAY-31-2012 12:55	APPROVED -	YES
View	81	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	2	PO LOPEZ #3477	YES	HOWARD, MIA	MAY-31-2012 12:56	APPROVED -	YES
View	82	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	PO LOPEZ #3477	-	HOWARD, MIA	MAY-31-2012 12:57	APPROVED -	YES
View	83	AUDIO INTERVIEW	N/A	1	PO Daniel Lopez	YES	WILLIAMS, TIFFANY	MAY-23-2012 13:17	APPROVED -	YES
View	84	PHOTOGRAPH	N/A	1	-	-	HOWARD, MIA	MAY-31-2012 12:58	APPROVED -	YES
View	85	INTERVIEW - ACCUSED	N/A	28	OFFICER LOPEZ	YES	HOWARD, MIA	MAY-31-2012 12:59	APPROVED -	YES
View	86	REQUEST FOR INTERVIEW/STATEMENT/REPORT	N/A	1	OFFICER MENDEZ #14333	-	HOWARD, MIA	MAY-31-2012 13:00	APPROVED -	YES
View	87	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	2	OFFICER MENDEZ #14333	YES	HOWARD, MIA	MAY-31-2012 13:01	APPROVED -	YES
View	88	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	2	OFFICER MENDEZ #14333	-	HOWARD, MIA	MAY-31-2012 13:02	APPROVED -	YES
View	89	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	OFFICER MENDEZ #14333	-	HOWARD, MIA	MAY-31-2012 13:03	APPROVED -	YES
View	90	AUDIO INTERVIEW	N/A	1	PO Mendez	YES	WILLIAMS, TIFFANY	MAY-23-2012 13:32	APPROVED -	YES
View	91	INTERVIEW - ACCUSED	N/A	34	OFFICER JORGE MENDEZ	YES	HOWARD, MIA	MAY-31-2012 13:06	APPROVED -	YES
View	92	REQUEST FOR INTERVIEW/STATEMENT/REPORT	N/A	1	OFFICER PRATSCHER #4190	-	HOWARD, MIA	JUN-06-2012 09:37	APPROVED -	YES
View	93	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	2	OFFICER PRATSCHER #4190	-	HOWARD, MIA	JUN-06-2012 09:39	APPROVED -	YES
View	94	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	2	OFFICER PRATSCHER #4190	YES	HOWARD, MIA	JUN-06-2012 09:44	APPROVED -	YES
View	95	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	OFFICER PRATSCHER #4190	-	HOWARD, MIA	JUN-06-2012 09:58	APPROVED -	YES
View	96	AUDIO INTERVIEW	N/A	1	OFFICER PRATSCHER	YES	WILLIAMS, TIFFANY	AUG-23-2013 15:42	APPROVED -	YES
View	97	PHOTOGRAPH	N/A	1	PO PRATSCHER #4190	-	HOWARD, MIA	JUN-06-2012 10:00	APPROVED -	YES
View	98	INTERVIEW - ACCUSED	N/A	28	OFFICER PRATSCHER	YES	HOWARD, MIA	JUN-06-2012 10:01	APPROVED -	YES
View	99	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	2	PO VAZQUEZ #11852	-	HOWARD, MIA	JUN-06-2012 10:02	APPROVED -	YES
View	100	ADMINISTRATIVE PROCEEDINGS	N/A	2	PO VAZQUEZ #11852	YES	HOWARD, MIA	JUN-06-2012 10:02	APPROVED -	YES

RIGHTS						MIA	2012 10:02		
View	101	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	PO VAZQUEZ #11852	-	HOWARD, MIA	JUN-06-2012 10:03	APPROVED - YES
View	102	AUDIO INTERVIEW	N/A	1	OFFICER CURRY	YES	WILLIAMS, TIFFANY	AUG-23-2013 15:48	APPROVED - YES
View	103	PHOTOGRAPH	N/A	1	-	-	HOWARD, MIA	JUN-06-2012 10:04	APPROVED - YES
View	104	INTERVIEW - ACCUSED	N/A	30	OFFICER VAZQUEZ	YES	HOWARD, MIA	JUN-06-2012 10:05	APPROVED - YES
View	105	AUDIO INTERVIEW	N/A	1	Daniel Vazquez	YES	WILLIAMS, TIFFANY	DEC-19-2012 09:51	APPROVED - YES
View	106	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1	OFFICER ROSEN #11430	-	HOWARD, MIA	JUN-06-2012 10:07	APPROVED - YES
View	107	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	OFFICER ROSEN #11430	-	HOWARD, MIA	AUG-19-2013 13:56	APPROVED - YES
View	108	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	PO ROSEN #11430	-	HOWARD, MIA	JUN-06-2012 10:08	APPROVED - YES
View	109	AUDIO INTERVIEW	N/A	1	PO Rosen	YES	WILLIAMS, TIFFANY	OCT-09-2013 10:34	APPROVED - YES
View	110	PHOTOGRAPH	N/A	1	PO ROSEN #11430	-	HOWARD, MIA	JUN-06-2012 10:09	APPROVED - YES
View	111	INTERVIEW - ACCUSED	N/A	34	OFFICER ROSEN	YES	HOWARD, MIA	JUN-06-2012 10:10	APPROVED - YES
View	112	REQUEST FOR INTERVIEW/STATEMENT/REPORT	N/A	1	PO CURRY #6915	-	HOWARD, MIA	JUN-06-2012 10:11	APPROVED - YES
View	113	NOTIF OF CHARGES/ALLEGATIONS - CRIMINAL RIGHTS	N/A	1	OFFICER CURRY #6915	-	HOWARD, MIA	AUG-19-2013 13:57	APPROVED - YES
View	114	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	OFFICER CURRY #6915	-	HOWARD, MIA	AUG-19-2013 13:57	APPROVED - YES
View	115	PHOTOGRAPH	N/A	1	PO CURRY #6915	-	HOWARD, MIA	JUN-06-2012 10:12	APPROVED - YES
View	116	INTERVIEW - ACCUSED	N/A	51	OFFICER CURRY	YES	HOWARD, MIA	JUN-06-2012 10:13	APPROVED - YES
View	117	REQUEST FOR INTERVIEW/STATEMENT/REPORT	N/A	1	OFFICER GONZALEZ #11733	-	HOWARD, MIA	JUN-06-2012 10:13	APPROVED - YES
View	118	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1	PO GONZALEZ #11733	-	HOWARD, MIA	JUN-06-2012 10:14	APPROVED - YES
View	119	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	OFFICER GONZALEZ #11733	YES	HOWARD, MIA	JUN-06-2012 10:15	APPROVED - YES
View	120	AUDIO INTERVIEW	N/A	1	OFFICER GONZALEZ	YES	WILLIAMS, TIFFANY	AUG-23-2013 15:51	APPROVED - YES
View	121	PHOTOGRAPH	N/A	1	PO GONZALEZ #11733	-	HOWARD, MIA	JUN-06-2012 10:15	APPROVED - YES
View	122	INTERVIEW - ACCUSED	N/A	47	OFFICER GONZALEZ	YES	HOWARD, MIA	JUN-06-2012 10:16	APPROVED - YES
View	123	COURT DOCUMENTS (E.G., CIVIL COMPLAINTS, BOND SLIPS)	N/A	7	-	-	HOWARD, MIA	SEP-10-2012 09:54	APPROVED - YES
View	124	LETTER TO VICTIM	N/A	1	FAMILY OF MR. [REDACTED]	-	HOWARD, MIA	FEB-19-2013 09:51	APPROVED - YES
View	125	PHOTOGRAPH	N/A	36	DECEASED, [REDACTED] 54 AUTOPSY PHOTOS, 8 DOA-CRIME SCENE	-	HOWARD, MIA	JUL-29-2013 11:12	APPROVED - YES
View	126	POSTMORTEM REPORT	N/A	11	[REDACTED]	-	HOWARD, MIA	JUL-29-2013 11:23	APPROVED - YES
View	127	TO/FROM REPORT	N/A	1	OEMC AUDIO RECORDINGS	-	HOWARD, MIA	AUG-16-2013 15:05	APPROVED - YES
View	128	ILLINOIS STATE POLICE FORENSIC SCIENCE CENTER	N/A	7	INV# 12600760, RD# HV264189	-	HOWARD, MIA	JUL-29-2013	APPROVED - YES

(REPORT)

View	129 OFFICERS BATTERY REPORT	N/A	2	PO ROSEN #11430	-	HOWARD, MIA	11:25 AUG-15-2013 11:03	APPROVED -	YES
View	130 OFFICERS BATTERY REPORT	N/A	2	PO LOPEZ #3477	-	HOWARD, MIA	11:03 AUG-15-2013 11:03	APPROVED -	YES
View	131 OFFICERS BATTERY REPORT	N/A	2	PO GONZALEZ #11733	-	HOWARD, MIA	11:04 AUG-15-2013 11:04	APPROVED -	YES
View	132 OFFICERS BATTERY REPORT	N/A	2	PO CURRY #6915	-	HOWARD, MIA	11:04 AUG-15-2013 11:04	APPROVED -	YES
View	133 OFFICERS BATTERY REPORT	N/A	2	PO REY #3593	-	HOWARD, MIA	11:05 AUG-15-2013 11:05	APPROVED -	YES
View	134 OFFICERS BATTERY REPORT	N/A	2	PO VAZQUEZ #11852	-	HOWARD, MIA	11:06 AUG-15-2013 11:06	APPROVED -	YES
View	135 OFFICERS BATTERY REPORT	N/A	2	PO MENDEZ #14333	-	HOWARD, MIA	11:06 AUG-15-2013 11:06	APPROVED -	YES
View	136 OFFICERS BATTERY REPORT	N/A	2	PO PRATSCHER #4190	-	HOWARD, MIA	11:07 AUG-15-2013 11:07	APPROVED -	YES
View	137 OFFICERS BATTERY REPORT	N/A	2	PO FIETKO #7513	-	HOWARD, MIA	11:07 AUG-15-2013 11:07	APPROVED -	YES
View	138 OFFICERS BATTERY REPORT	N/A	2	PO OHLSON #8394	-	HOWARD, MIA	11:08 AUG-15-2013 11:08	APPROVED -	YES
View	139 OFFICERS BATTERY REPORT	N/A	2	PO PANEK #5455	-	HOWARD, MIA	11:09 AUG-15-2013 11:09	APPROVED -	YES
View	140 OFFICERS BATTERY REPORT	N/A	2	PO PAPIN #3020	-	HOWARD, MIA	11:09 AUG-15-2013 11:09	APPROVED -	YES
View	141 DEPARTMENT VEHICLE TRAFFIC CRASH OR DAMAGE REPORT	N/A	1	OFFICER MENDEZ #14333, RD# 264211	-	HOWARD, MIA	12:14 AUG-15-2013 12:14	APPROVED -	YES
View	142 TO/FROM REPORT	N/A	1	SURVEILLANCE VIDEO FROM MIKE'S ELECTRONICS (CHANNEL 5) 2459 S. WESTERN AVENUE	-	HOWARD, MIA	15:08 AUG-16-2013 15:08	APPROVED -	YES
View	143 ADDITIONAL INFORMATION	N/A	3	-	YES	WILLIAMS, TIFFANY	15:51 OCT-08-2013 15:51	APPROVED -	YES
View	144 TO/FROM REPORT	N/A	1	DASHBOARD CAMERA VIDEO FROM PD8484	-	HOWARD, MIA	15:12 AUG-16-2013 15:12	APPROVED -	YES
View	145 MEDICAL RECORDS	N/A	55	██████████ MT. SINAI HOSPITAL	-	HOWARD, MIA	14:00 AUG-19-2013 14:00	APPROVED -	YES
View	146 VIDEO RECORDING	N/A	1	video footage from Mikes Audio	YES	WILLIAMS, TIFFANY	15:46 OCT-08-2013 15:46	APPROVED -	YES
View	147 VIDEO RECORDING	N/A	1	video surveillance from video store	YES	WILLIAMS, TIFFANY	15:48 OCT-08-2013 15:48	APPROVED -	YES
View	148 REPORT (OTHER)	N/A	1	DRAWING OF Leica SCENE, NOT TO SCALE	YES	HOWARD, MIA	11:33 SEP-11-2013 11:33	APPROVED -	YES
View	149 REQUEST FOR INTERVIEW/STATEMENT/REPORT	N/A	1	REQUEST FOR INTERVIEW, OFFICER ROSEN #11430	YES	HOWARD, MIA	10:06 JUN-06-2012 10:06	APPROVED YES	YES
View	150 AUDIO RECORDING	N/A	1	CALL TO OEMC REPORTING BURGLARY IN-PROGRESS	YES	WILLIAMS, TIFFANY	16:34 AUG-23-2013 16:34	APPROVED -	YES
View	151 AUDIO RECORDING	N/A	1	CALL TO OEMC REPORTING SHOTS FIRED	YES	WILLIAMS, TIFFANY	16:36 AUG-23-2013 16:36	APPROVED -	YES
View	152 AUDIO RECORDING	N/A	1	CALL TO OEMC REPORTING SHOTS FIRED	YES	WILLIAMS, TIFFANY	16:38 AUG-23-2013 16:38	APPROVED -	YES
View	153 AUDIO RECORDING	N/A	1	CALL TO OEMC REPORTING SHOOTING AND MEN SCREAMING	YES	WILLIAMS, TIFFANY	16:40 AUG-23-2013 16:40	APPROVED -	YES
View	154 AUDIO RECORDING	N/A	1	CALL TO OEMC REPORTING GUN FIRE AND MEN ARGUING	YES	WILLIAMS, TIFFANY	16:41 AUG-23-2013 16:41	APPROVED -	YES
View	155 AUDIO RECORDING	N/A	1	CALL TO OEMC REPORTING SHOTS FIRED	YES	WILLIAMS, TIFFANY	11:17 AUG-26-2013 11:17	APPROVED -	YES
View	156 AUDIO RECORDING	N/A	1	CALL TO OEMC REPORTING GUN SHOTS	YES	WILLIAMS, TIFFANY	11:18 AUG-26-2013 11:18	APPROVED -	YES

View	157	AUDIO RECORDING	N/A	1	CALL TO OEMC REPORTING DISTURBANCE – TELEMUNDO NEWS TRUCK	YES	WILLIAMS, TIFFANY	AUG-26-2013 11:20	APPROVED -	YES
View	158	AUDIO RECORDING	N/A	1	CALL TO OEMC REPORTING DISTURBANCE – TELEMUNDO NEWS TRUCK	YES	WILLIAMS, TIFFANY	AUG-26-2013 11:20	APPROVED -	YES
View	159	AUDIO RECORDING	N/A	1	CALL TO OEMC REPORTING DISTURBANCE – TELEMUNDO NEWS TRUCK	YES	WILLIAMS, TIFFANY	AUG-26-2013 11:21	APPROVED -	YES
View	160	AUDIO RECORDING	N/A	1	ZONE #10 RADIO DISPATCHES	YES	WILLIAMS, TIFFANY	AUG-26-2013 11:24	APPROVED -	YES
View	161	GENERAL OFFENSE CASE REPORT	N/A	2	ASSIGNED TO FIELD, RD# HV264902	-	HOWARD, MIA	AUG-29-2013 10:27	APPROVED -	YES
View	162	GENERAL OFFENSE CASE REPORT	N/A	2	CLOSED NON-CRIMINAL, RD# HV264651	-	HOWARD, MIA	AUG-29-2013 10:28	APPROVED -	YES
View	163	GENERAL OFFENSE CASE REPORT	N/A	2	CLOSED NON-CRIMINAL, RD# HV264459	-	HOWARD, MIA	AUG-29-2013 10:29	APPROVED -	YES
View	164	DETECTIVE SUPPLEMENTARY REPORT	N/A	4	CLEARED CLOSED (ARREST & PROSECUTION), RD# HV264289	-	HOWARD, MIA	AUG-29-2013 10:30	APPROVED -	YES
View	165	MEDICAL RECORDS	N/A	18	MICHAEL PAPIN, MT. SINAI HOSPITAL	-	HOWARD, MIA	AUG-29-2013 13:14	APPROVED -	YES
View	166	MEDICAL RECORDS	N/A	215	██████████ STROGER HOSPITAL	-	HOWARD, MIA	SEP-11-2013 11:28	APPROVED -	YES
View	167	CRIME SCENE PROCESSING REPORT	N/A	2	RD# HV364189, REPORT# 201137	-	HOWARD, MIA	SEP-11-2013 11:29	APPROVED -	YES
View	168	INVENTORY SHEET	N/A	2	INV# 12667099	-	HOWARD, MIA	SEP-11-2013 11:30	APPROVED -	YES
View	169	PHOTOGRAPH	N/A	1	EXHIBIT #2	-	HOWARD, MIA	APR-29-2016 10:56	APPROVED -	YES
View	170	CONFLICT CERTIFICATION	N/A	-	-	-	OLVERA, MARIA	AUG-20-2015 13:43	- -	-
View	171	DETECTIVE SUPPLEMENTARY REPORT	N/A	8	SUBMITTED 28 JUNE 2012, 01:11 - RD# HV264459	-	HOWARD, MIA	AUG-31-2015 10:39	APPROVED -	YES
View	172	DETECTIVE SUPPLEMENTARY REPORT	N/A	21	SUBMITTED 30 APRIL 2012, 02:51 - RD# HV264459	-	HOWARD, MIA	AUG-31-2015 10:40	APPROVED -	YES
View	173	DETECTIVE SUPPLEMENTARY REPORT	N/A	8	SUBMITTED 30 APRIL 2012, 02:51 - RD#HV264459	-	HOWARD, MIA	AUG-31-2015 10:41	APPROVED -	YES
View	174	DETECTIVE SUPPLEMENTARY REPORT	N/A	2	SUBMITTED 30 APRIL 2012, 02:51 - RD# HV264459	-	HOWARD, MIA	AUG-31-2015 10:42	APPROVED -	YES
View	175	DETECTIVE SUPPLEMENTARY REPORT	N/A	5	SUBMITTED 30 APRIL 2012, 02:51 - RD# HV264459	-	HOWARD, MIA	AUG-31-2015 10:45	APPROVED -	YES
View	176	DETECTIVE SUPPLEMENTARY REPORT	N/A	2	SUBMITTED 28 JUNE 2012, 01:11 - RD# HV264459	-	HOWARD, MIA	AUG-31-2015 10:43	APPROVED -	YES
View	177	ATTEMPT TO CONTACT	N/A	1	Mr. ██████	YES	WILLIAMS, TIFFANY	OCT-14-2015 12:10	APPROVED -	YES
View	178	INJURY TO POLICE OFFICER	N/A	3	INJURY ON DUTY REPORT, OFFICER MICHAEL PAPIN #3020	-	HOWARD, MIA	OCT-19-2015 09:33	APPROVED -	YES
View	179	VIDEO RECORDING	N/A	1	IN-CAR CAMERA VIDEO, BEAT 1033R VEHICLE 8484 (UNABLE TO UPLOAD INTO CLEAR AS AN ATTACHMENT)	-	HOWARD, MIA	FEB-23-2016 09:24	APPROVED -	YES
View	180	TO/FROM REPORT	N/A	3	REQUEST FOR IN-CAR VIDEO AND SEARCH RESULTS	-	HOWARD, MIA	FEB-23-2016 09:26	APPROVED -	YES
View	181	VIDEO RECORDING	N/A	1	IN-CAR CAMERA VIDEO, BEAT 1022R/VEHICLE 7686 (UNABLE TO UPLOAD INTO CLEAR AS AN ATTACHMENT)	-	HOWARD, MIA	FEB-23-2016 09:27	APPROVED -	YES
View	182	AUDIO RECORDING	N/A	1	ENVELOPE CONTAINING AUDIO OF ██████████	-	HOWARD, MIA	APR-29-2016 10:57	APPROVED -	YES
View	183	REPORT (OTHER)	N/A	1	IPRA NOTICE SIGNED BY ██████████	-	HOWARD, MIA	APR-29-2016 10:58	APPROVED -	YES
View	184	LETTER TO VICTIM	N/A	2	ADDRESSED TO ██████████	-	HOWARD, MIA	APR-29-2016 11:01	APPROVED -	YES

View	185	U.S.P.S. (USPS) TRACKING REPORT	N/A	1	RETURNED/UNABLE TO FORAWRD DOMESTIC RETURN RECEIPT, ADDRESSED TO BERNICE STRONG	-	HOWARD, MIA	APR-29-2016 11:02	APPROVED -	YES
View	186	DEPARTMENT DIRECTIVE OR GENERAL ORDER	N/A	2	GENERAL ORDER G03-02-03	-	HOWARD, MIA	APR-29-2016 11:03	APPROVED -	YES
View	187	ATTENDANCE AND ASSIGNMENT RECORD	N/A	37	010th District, 30 Apr 2012	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:01	APPROVED -	YES
View	188	REQUEST FOR INTERVIEW/STATEMENT/REPORT	N/A	1	PO Manuel Gonzalez	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:02	APPROVED -	YES
View	189	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1	PO Manuel Gonzalez	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:03	APPROVED -	YES
View	190	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	PO Manuel Gonzalez	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:03	APPROVED -	YES
View	191	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	PO Manuel Gonzalez	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:04	APPROVED -	YES
View	192	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1	PO Manuel Gonzalez	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:05	APPROVED -	YES
View	193	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	PO Manuel Gonzalez	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:05	APPROVED -	YES
View	194	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	PO Manuel Gonzalez	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:06	APPROVED -	YES
View	195	AUDIO RECORDING	N/A	1	Statement 2	YES	WILLIAMS, TIFFANY	JUN-08-2016 10:48	APPROVED -	YES
View	196	STATEMENT OF POLICE OFFICER	N/A	7	Transcribed recorded second Statement of PO Manuel Gonzalez	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:06	APPROVED -	YES
View	197	REQUEST FOR INTERVIEW/STATEMENT/REPORT	N/A	1	PO Daniel Vazquez	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:07	APPROVED -	YES
View	198	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1	PO Daniel Vazquez	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:08	APPROVED -	YES
View	199	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	PO Daniel Vazquez	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:08	APPROVED -	YES
View	200	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	PO Daniel Vazquez	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:09	APPROVED -	YES
View	201	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1	PO Daniel Vazquez	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:09	APPROVED -	YES
View	202	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	PO Daniel Vazquez	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:09	APPROVED -	YES
View	203	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	PO Daniel Vazquez	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:10	APPROVED -	YES
View	204	AUDIO RECORDING	N/A	1	Danny Vazquez	YES	WILLIAMS, TIFFANY	JUN-08-2016 10:49	APPROVED -	YES
View	205	STATEMENT OF POLICE OFFICER	N/A	6	Transcribed recorded second statement of PO Daniel Vazquez	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:11	APPROVED -	YES
View	206	REQUEST FOR INTERVIEW/STATEMENT/REPORT	N/A	1	PO Terrence Pratscher	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:17	APPROVED -	YES
View	207	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1	PO Terrence Pratscher	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:17	APPROVED -	YES
View	208	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	PO Terrence Pratscher	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:17	APPROVED -	YES
View	209	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	PO Terrence Pratscher	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:18	APPROVED -	YES
View	210	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1	PO Terrence Pratscher	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:18	APPROVED -	YES
View	211	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	PO Terrence Pratscher	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:19	APPROVED -	YES
View	212	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	PO Terrence Pratscher	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:23	APPROVED -	YES
View	213	AUDIO RECORDING	N/A	1	PO Pratscher	YES	WILLIAMS, TIFFANY	JUN-08-2016 10:49	APPROVED -	YES

							TIFFANY	2016 10:50		
View	214	STATEMENT OF POLICE OFFICER	N/A	6	Transcribed recorded second statement of PO Terrence Pratscher	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:24	APPROVED -	YES
View	215	ADDITIONAL INFORMATION	N/A	1	google earth view of Mikes Music store depicting officers firing positions based on their statement to IPRA.	YES	WILLIAMS, TIFFANY	JUN-22-2016 10:56	APPROVED -	YES
View	216	REQUEST FOR INTERVIEW/STATEMENT/REPORT	N/A	1	PO Violet Rey	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:25	APPROVED -	YES
View	217	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1	PO Violet Rey	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:25	APPROVED -	YES
View	218	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	PO Violet Rey	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:26	APPROVED -	YES
View	219	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	PO Violet Rey	-	BRUMFIELD, LUCILLE	JUN-17-2016 16:26	APPROVED -	YES
View	220	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1	PO Violet Rey	-	BRUMFIELD, LUCILLE	JUN-20-2016 14:31	APPROVED -	YES
View	221	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	PO Violet Rey	-	BRUMFIELD, LUCILLE	JUN-20-2016 14:31	APPROVED -	YES
View	222	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	PO Violet Rey	-	BRUMFIELD, LUCILLE	JUN-20-2016 14:32	APPROVED -	YES
View	223	AUDIO RECORDING	N/A	1	PO Rey Stmt2	YES	WILLIAMS, TIFFANY	JUN-09-2016 15:24	APPROVED -	YES
View	224	STATEMENT OF POLICE OFFICER	N/A	8	Transcribed recorded statement of PO Violet Rey	-	BRUMFIELD, LUCILLE	JUN-20-2016 14:56	APPROVED -	YES
View	225	DEPARTMENT DIRECTIVE OR GENERAL ORDER	N/A	3	General Order G04-02 Crime Scene Protection and Processing	-	BRUMFIELD, LUCILLE	JUN-20-2016 15:02	APPROVED -	YES
View	226	REQUEST FOR INTERVIEW/STATEMENT/REPORT	N/A	1	PO Daniel Lopez	-	BRUMFIELD, LUCILLE	JUN-20-2016 15:03	APPROVED -	YES
View	227	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1	PO Daniel Lopez	-	BRUMFIELD, LUCILLE	JUN-20-2016 15:04	APPROVED -	YES
View	228	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	PO Daniel Lopez	-	BRUMFIELD, LUCILLE	JUN-20-2016 15:04	APPROVED -	YES
View	229	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	PO Daniel Lopez	-	BRUMFIELD, LUCILLE	JUN-20-2016 15:04	APPROVED -	YES
View	230	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1	PO Daniel Lopez	-	BRUMFIELD, LUCILLE	JUN-20-2016 15:05	APPROVED -	YES
View	231	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	PO Daniel Lopez	-	BRUMFIELD, LUCILLE	JUN-20-2016 15:05	APPROVED -	YES
View	232	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	PO Daniel Lopez	-	BRUMFIELD, LUCILLE	JUN-20-2016 15:06	APPROVED -	YES
View	233	AUDIO RECORDING	N/A	1	PO Lopez stmt 2	YES	WILLIAMS, TIFFANY	JUN-09-2016 15:25	APPROVED -	YES
View	234	STATEMENT OF POLICE OFFICER	N/A	6	Transcribed recorded statement of PO Daniel Lopez	-	BRUMFIELD, LUCILLE	JUN-20-2016 15:08	APPROVED -	YES
View	235	REQUEST FOR INTERVIEW/STATEMENT/REPORT	N/A	1	PO Michael Curry	-	BRUMFIELD, LUCILLE	JUN-20-2016 15:09	APPROVED -	YES
View	236	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1	PO Michael Curry	-	BRUMFIELD, LUCILLE	JUN-20-2016 15:09	APPROVED -	YES
View	237	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	PO Michael Curry	-	BRUMFIELD, LUCILLE	JUN-20-2016 15:10	APPROVED -	YES
View	238	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	PO Michael Curry	-	BRUMFIELD, LUCILLE	JUN-20-2016 15:10	APPROVED -	YES
View	239	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1	PO Michael Curry	-	BRUMFIELD, LUCILLE	JUN-20-2016 15:11	APPROVED -	YES
View	240	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	PO Michael Curry	-	BRUMFIELD, LUCILLE	JUN-20-2016 15:11	APPROVED -	YES
View	241	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	PO Michael Curry	-	BRUMFIELD, LUCILLE	JUN-20-2016	APPROVED -	YES

View	242	AUDIO RECORDING	N/A	1	PO Curry stmt 2	YES	WILLIAMS, TIFFANY	15:12 JUN-09-2016 15:26	APPROVED -	YES
View	243	STATEMENT OF POLICE OFFICER	N/A	5	Transcribed recorded statement of PO Michael Curry	-	BRUMFIELD, LUCILLE	JUN-20-2016 15:13	APPROVED -	YES
View	244	AUDIO RECORDING	N/A	1	PO Anthony Rosen	YES	WILLIAMS, TIFFANY	JUN-22-2016 10:39	APPROVED -	YES
View	245	COURT DOCUMENTS (E.G., CIVIL COMPLAINTS, BOND SLIPS)	N/A	154	DEPOSITION OF JOHN WILLIS [REDACTED]	-	BROWN, DANITA	JUN-20-2016 09:50	APPROVED -	YES
View	246	REQUEST FOR INTERVIEW/STATEMENT/REPORT	N/A	1	JORGE MENDEZ JR #14333	-	BROWN, DANITA	JUN-20-2016 09:51	APPROVED -	YES
View	247	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1	JORGE MENDEZ #14333	-	BROWN, DANITA	JUN-20-2016 09:52	APPROVED -	YES
View	248	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	JORGE MENDEZ JR #14333	-	BROWN, DANITA	JUN-20-2016 09:52	APPROVED -	YES
View	249	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	JORGE MENDEZ JR #14333	-	BROWN, DANITA	JUN-20-2016 09:53	APPROVED -	YES
View	250	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1	JORGE MENDEZ JR #14333	-	BROWN, DANITA	JUN-20-2016 09:53	APPROVED -	YES
View	251	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	JORGE MENDEZ JR #14333	-	BROWN, DANITA	JUN-20-2016 09:54	APPROVED -	YES
View	252	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	JORGE MENDEZ JR #14333	-	BROWN, DANITA	JUN-20-2016 09:55	APPROVED -	YES
View	253	REPORT (OTHER)	N/A	8	SECOND STATEMENT OF PO JORGE MENDEZ	-	BROWN, DANITA	JUN-20-2016 09:55	APPROVED -	YES
View	254	AUDIO RECORDING	N/A	1	PO Jorge Mendez	YES	WILLIAMS, TIFFANY	JUN-21-2016 15:10	APPROVED -	YES
View	255	REQUEST FOR INTERVIEW/STATEMENT/REPORT	N/A	1	ANTHONY ROSEN #11430	-	BROWN, DANITA	JUN-20-2016 09:56	APPROVED -	YES
View	256	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1	ANTHONY ROSEN #11430	-	BROWN, DANITA	JUN-20-2016 09:57	APPROVED -	YES
View	257	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	ANTHONY7 ROSEN #11430	-	BROWN, DANITA	JUN-20-2016 09:58	APPROVED -	YES
View	258	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	ANTHONY ROSEN #11430	-	BROWN, DANITA	JUN-20-2016 09:58	APPROVED -	YES
View	259	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1	ANTHONY ROSEN #11430	-	BROWN, DANITA	JUN-20-2016 09:59	APPROVED -	YES
View	260	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	ANTHONY ROSEN #11430	-	BROWN, DANITA	JUN-20-2016 10:00	APPROVED -	YES
View	261	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	ANTHONY ROSEN #11430	-	BROWN, DANITA	JUN-20-2016 10:00	APPROVED -	YES
View	262	REPORT (OTHER)	N/A	7	SECOND STATEMENT OF PO ANTHONY ROSEN	-	BROWN, DANITA	JUN-20-2016 10:01	APPROVED -	YES
View	263	COURT DOCUMENTS (E.G., CIVIL COMPLAINTS, BOND SLIPS)	N/A	7	#12 MC1 110965 DEFENDENTS: JOHN GICVENS #12 MC1 109694 [REDACTED]	-	BROWN, DANITA	JUL-12-2016 10:28	APPROVED -	YES
View	264	COURT DOCUMENTS (E.G., CIVIL COMPLAINTS, BOND SLIPS)	N/A	5	REPORT OF PROCEEDINGS #12 CR 09682	-	BROWN, DANITA	JUL-12-2016 10:29	APPROVED -	YES
View	265	CONFLICT CERTIFICATION	N/A	-	-	-	ROHRER, DANE	SEP-07-2017 09:25	-	-
View	266	STATEMENT OF POLICE OFFICER	N/A	73	Deposition of PO Daniel Vazquez, October 23, 2017	YES	ROHRER, DANE	JAN-22-2018 12:30	APPROVED -	YES
View	267	COURT DOCUMENTS (E.G., CIVIL COMPLAINTS, BOND SLIPS)	N/A	10	[REDACTED] not produced for deposition, August 23, 2013	YES	ROHRER, DANE	JAN-22-2018 12:37	APPROVED -	YES
View	268	COURT DOCUMENTS (E.G., CIVIL COMPLAINTS, BOND SLIPS)	N/A	70	[REDACTED] deposition, taken June 13, 2017	YES	ROHRER, DANE	JAN-22-2018 12:42	APPROVED -	YES
View	269	COURT DOCUMENTS (E.G., CIVIL COMPLAINTS, BOND SLIPS)	N/A	69	[REDACTED] deposition, taken June 14, 2017	YES	ROHRER, DANE	JAN-22-2018 12:45	APPROVED -	YES

View	270 CONFLICT CERTIFICATION	N/A	-	-	-	BECKNEK, ANTHONY	AUG-13-2018 09:51	-	-	-
View	271 CONFLICT CERTIFICATION	N/A	-	-	-	MASTERS, GREG	AUG-13-2018 09:51	-	-	-
View	272 SUMMARY REPORT	N/A	52	-	YES	MASTERS, GREG	AUG-13-2018 09:58	APPROVED	-	YES

row(s) 1 - 272 of 272

Internal Use Only

No Internal Use Only attachments available.

Print Accused Appeal Forms

No Accused Appeal forms available for this Log No.

Related Incidents

[TIP](#) Related Incidents listed below are for reference only. These may be viewed using the related application search screens.

Log No./Tracking No.	Type	Comments
69760	RELATED - TACTICAL RESPONSE REPORT	RD No.HV264189 - Event No.1212101315 - CB No.00000000
69766	RELATED - TACTICAL RESPONSE REPORT	RD No.HV264189 - Event No.1212101315 - CB No.00000000
69767	RELATED - TACTICAL RESPONSE REPORT	RD No.HV264189 - Event No.1212101315 - CB No.00000000
69768	RELATED - TACTICAL RESPONSE REPORT	RD No.HV264189 - Event No.1212101315 - CB No.00000000
69769	RELATED - TACTICAL RESPONSE REPORT	RD No.HV264189 - Event No.1212101315 - CB No.00000000
69770	RELATED - TACTICAL RESPONSE REPORT	RD No.HV264189 - Event No.1212101315 - CB No.00000000
69771	RELATED - TACTICAL RESPONSE REPORT	RD No.HV264189 - Event No.1212101315 - CB No.00000000
69774	RELATED - TACTICAL RESPONSE REPORT	RD No.HV264189 - Event No.1212101315 - CB No.00000000

row(s) 1 - 8 of 8

Status History

[TIP](#) Every employee included in the Status History is subject to be called for legal or administrative proceedings.

Resulting Status	Status Date/Time	Created By	Position	Employee No.	Assigned/ Detailed Unit	Comments
CLOSED/FINAL	20-SEP-2018 15:45	DOMAIN, ALEXANDRA	SUPERVISOR PARALEGAL		113 / -	-
CLOSED AT C.O.P.A.	20-SEP-2018 15:45	DOMAIN, ALEXANDRA	SUPERVISOR PARALEGAL		113 / -	-
PENDING IMPLEMENT ACTION	17-SEP-2018 14:30	RYAN, KEVIN	DEP CHIEF		211 / -	-
PENDING COMMAND CHANNEL REVIEW	17-SEP-2018 11:31	ALEXANDER, DANA	DEP CHIEF		188 / -	-
PENDING COMMAND CHANNEL REVIEW	07-SEP-2018 15:56	KENNEDY, CHRISTOPH	COMMANDER		193 / -	-
PENDING COMMAND CHANNEL REVIEW	04-SEP-2018 10:31	AVILA, SALVADOR	COMMANDER		145 / 213	-
PENDING COMMAND CHANNEL REVIEW	02-SEP-2018 16:32	BUSLIK, MARC	COMMANDER		019 / -	-
PENDING COMMAND CHANNEL REVIEW	28-AUG-2018 10:01	ALEXANDER, DANA	DEP CHIEF		188 / -	-
PENDING COMMAND CHANNEL REVIEW	27-AUG-2018 15:13	KIMBLE, RONALD	COMMANDER		189 / -	-
PENDING COMMAND CHANNEL REVIEW	26-AUG-2018 12:19	VALADEZ, FRANCIS	COMMANDER		211 / -	-
PENDING COMMAND CHANNEL REVIEW	23-AUG-2018 15:53	CONNOLLY, LUKE	SERGEANT OF POLICE		121 / -	-
PENDING ADVOCATE REVIEW	20-AUG-2018 15:24	RUTLEDGE-WILLIS, REGINA	POLICE OFFICER		127 / 121	-
PENDING REVIEW INCIDENT (I.A.D./DISTRICT USE)	16-AUG-2018 15:10	DOMAIN, ALEXANDRA	SUPERVISOR PARALEGAL		113 / -	-
CLOSED AT C.O.P.A.	16-AUG-2018 15:08	DOMAIN, ALEXANDRA	SUPERVISOR PARALEGAL		113 / -	-
PENDING REVIEW INCIDENT (C.O.P.A. USE ONLY)	16-AUG-2018 12:49	KERSTEN, ANDREA	DEPUTY CHIEF ADMINISTRATOR		113 / -	-
PENDING C.O.P.A. COORDINATOR REVIEW	13-AUG-2018 10:09	BECKNEK, ANTHONY	SUPERVISING INVESTIGATOR		113 / -	-
PENDING INVESTIGATIVE REVIEW	13-AUG-2018 10:00	MASTERS, GREG	INVESTIGATOR 3 COPA		113 / -	-
PENDING INVESTIGATION	13-AUG-2018 09:51	BECKNEK, ANTHONY	SUPERVISING INVESTIGATOR		113 / -	-
PENDING INVESTIGATION	06-SEP-2017 17:39	GRBA, MARK	DEPUTY CHIEF ADMINISTRATOR		113 / -	Current investigator leaving IPRA
PENDING INVESTIGATION	02-JUN-2016 07:47	OLVERA, MARIA	SUPERVISING INV COPA		113 / -	-
PENDING INVESTIGATIVE REVIEW	02-MAY-2016 12:02	MCGHEE, CYNTHIA	CLERK 3		113 / -	Returned to Supv. Olvera status update to PENDING REVIEW INCIDENT IPRA done in error.
PENDING REVIEW INCIDENT (C.O.P.A. USE ONLY)	30-APR-2016 10:53	OLVERA, MARIA	SUPERVISING INV COPA		113 / -	-

PENDING INVESTIGATIVE REVIEW	30-APR-2016 10:32	WILLIAMS, TIFFANY	INVESTIGATOR 2 COPA	113 / - -
PENDING INVESTIGATION	16-OCT-2015 10:53	OLVERA, MARIA	SUPERVISING INV COPA	113 / - -
PENDING INVESTIGATIVE REVIEW	15-OCT-2015 08:25	WILLIAMS, TIFFANY	INVESTIGATOR 2 COPA	113 / - -
PENDING INVESTIGATION	15-OCT-2015 08:07	OLVERA, MARIA	SUPERVISING INV COPA	113 / - -
PENDING INVESTIGATIVE REVIEW	14-OCT-2015 12:36	WILLIAMS, TIFFANY	INVESTIGATOR 2 COPA	113 / - -
PENDING INVESTIGATION	20-AUG-2015 13:43	OLVERA, MARIA	SUPERVISING INV COPA	113 / - -
PENDING ASSIGN INVESTIGATOR	20-AUG-2015 10:43	WEEDEN, WILLIAM	DEPUTY CHIEF ADMINISTRATOR	113 / - -
PENDING INVESTIGATION	19-AUG-2015 10:28	ANDO, SCOTT	ADMIN. IN CHARGE COPA	113 / - -
PENDING CHIEF ADMINISTRATOR REVIEW	11-SEP-2014 15:39	LERNER, ELIZABETH	SUPERVISING INV COPA	113 / - -
PENDING C.O.P.A. COORDINATOR REVIEW	28-MAR-2014 12:07	DAVIS, LORENZO	SUPERVISING INV COPA	113 / - -
PENDING INVESTIGATIVE REVIEW	28-MAR-2014 12:05	WILLIAMS, TIFFANY	INVESTIGATOR 2 COPA	113 / - -
PENDING INVESTIGATION	28-MAR-2014 11:46	DAVIS, LORENZO	SUPERVISING INV COPA	113 / - -
PENDING INVESTIGATIVE REVIEW	28-MAR-2014 11:44	MCGHEE, CYNTHIA	CLERK 3	113 / - -
PENDING C.O.P.A. COORDINATOR REVIEW	10-OCT-2013 09:57	DAVIS, LORENZO	SUPERVISING INV COPA	113 / - -
PENDING INVESTIGATIVE REVIEW	10-OCT-2013 09:55	WILLIAMS, TIFFANY	INVESTIGATOR 2 COPA	113 / - -
PENDING INVESTIGATION	10-OCT-2013 09:49	DAVIS, LORENZO	SUPERVISING INV COPA	113 / - -
PENDING INVESTIGATIVE REVIEW	09-OCT-2013 12:26	WILLIAMS, TIFFANY	INVESTIGATOR 2 COPA	113 / - -
PENDING INVESTIGATION	02-MAY-2012 10:05	DAVIS, LORENZO	SUPERVISING INV COPA	113 / - -
PENDING ASSIGN INVESTIGATOR	01-MAY-2012 13:11	STOUTENBOROUGH, ANDREA	SUPERVISING INV COPA	113 / - -
PENDING ASSIGN TEAM	01-MAY-2012 12:39	ROBERTS, GEORGE	SUPERVISING INVESTIGATOR	113 / - -
PENDING SUPERVISOR REVIEW	01-MAY-2012 12:18	LUKAS, JAMES	INVESTIGATOR 3 COPA	113 / - -
PRELIMINARY	01-MAY-2012 12:18	LUKAS, JAMES	INVESTIGATOR 3 COPA	113 / - -
PRELIMINARY	01-MAY-2012 12:10	LUKAS, JAMES	INVESTIGATOR 3 COPA	113 / - -
PRELIMINARY	01-MAY-2012 00:00	DEAN, BRUCE	SUPERVISING INV COPA	113 / - -
PRELIMINARY	30-APR-2012 23:47	DEAN, BRUCE	SUPERVISING INV COPA	113 / - -
PRELIMINARY	30-APR-2012 23:47	DEAN, BRUCE	SUPERVISING INV COPA	113 / - -
PRELIMINARY	30-APR-2012 23:33	DEAN, BRUCE	SUPERVISING INV COPA	113 / - -
PRELIMINARY	30-APR-2012 07:49	KOBEL, DANIEL	INVESTIGATOR I COPA	113 / - -
PRELIMINARY	30-APR-2012 07:24	TOPPINS, YOLANDA	INTAKE AIDE	113 / - -
PRELIMINARY	30-APR-2012 04:00	CHIBE, JOHN	POLICE OFFICER	116 / - -

row(s) 1 - 52 of 52

Command Channel Reviewers

Accused Name	Sequence No.	Reviewer
LOPEZ, DANIEL	1	VALADEZ, FRANCIS
LOPEZ, DANIEL	2	RYAN, KEVIN
PRATSCHER, TERRENCE 1		VALADEZ, FRANCIS
PRATSCHER, TERRENCE 2		RYAN, KEVIN
VAZQUEZ, DANIEL	1	VALADEZ, FRANCIS
VAZQUEZ, DANIEL	2	RYAN, KEVIN
REY, VIOLET	1	VALADEZ, FRANCIS
REY, VIOLET	2	RYAN, KEVIN
CURRY, MICHAEL	1	BUSLIK, MARC
CURRY, MICHAEL	2	AVILA, SALVADOR
MENDEZ JR, JORGE	1	KIMBLE, RONALD
MENDEZ JR, JORGE	2	ALEXANDER, DANA

GONZALEZ JR., MANUEL	1	VALADEZ, FRANCIS
GONZALEZ JR., MANUEL	2	RYAN, KEVIN
ROSEN, ANTHONY	1	KENNEDY, CHRISTOPH
ROSEN, ANTHONY	2	ALEXANDER, DANA
row(s) 1 - 16 of 16		

SUMMARY REPORT OF INVESTIGATION**I. EXECUTIVE SUMMARY**

Date of Incident:	April 30, 2012
Time of Incident:	Approximately 2:43 A.M.
Location of Incident:	██████████ Mike's Electronics Store
Date of COPA Notification:	April 30, 2012
Time of COPA Notification:	Approximately 3:08 A.M.

On the morning of April 30, 2012, an emergency call was made to the City of Chicago Office of Emergency Management Communications (OEMC) regarding a burglary in progress at "Mike's Electronics Store," located at 2459 South Western Avenue. This store is located at the northeast corner of 25th Street and Western Avenue, with entrances on both streets. On Western Avenue, the Mike's Electronics storefront is accessible through two glass doors; six glass windows also make up this side of the store. On 25th Street, the store bay area is accessible through an overhead garage door, as well as a side service door; three storefront windows also face onto 25th Street. In response to the call of a burglary in progress, OEMC Dispatch reported the incident over Zone 10 frequency. Over a five minute period subsequent to this report, several Chicago Police Department (CPD) units from the 10th District traveled to the scene, resulting in nearly 20 CPD officers responding to the call of burglary in progress. As the officers examined the building, it became apparent that two or more individuals were inside the building. Multiple officers observed these individuals moving back and forth within the store, apparently placing items into a vehicle parked within the garage bay. Upon observing these individuals, officers announced their office and instructed the individuals to surrender.

During this time, the original 911 caller—a tenant living within the building—walked downstairs to direct officers toward the offenders. As the offenders were within the garage bay, behind a locked access door, officers began to force entry into the garage bay. While attempting to make entry, part of the service door broke away, allowing officers an opportunity to see inside of the garage bay. From this opening, the red taillights of the offenders' vehicle could be seen, which suddenly changed to the white reverse lights. At the same time, officers on the Western Avenue side of the building saw the offenders enter the vehicle, followed by the illumination of white reverse lights. Upon observing these developments, officers at the service door and at the Western windows shouted out, so as to alert officers near the garage bay that the offenders' vehicle was backing out. Simultaneously, the driver drove the offenders' vehicle in reverse, through the closed garage bay door and into a crowd of approximately ten officers. In bursting from the closed bay door, the offenders' vehicle struck one officer, while other officers fled from the vehicle's apparent path.

Concerned that the struck officer was dragged under the vehicle, and that the vehicle was moving toward other officers, eight of the responding officers fired their handguns at the vehicle. The number of shots fired by each officer ranged from one to eighteen, with a total of 75 rounds discharged. During the firing, the offenders' vehicle crashed into two vehicles parked on 25th

Street, lurched forward, then came to a rest. Once the vehicle was no longer moving, the officers ceased firing and walked toward the vehicle, so as to place the individuals under arrest. One of the individuals, [REDACTED] was killed during the incident; the other two occupants of the vehicle, [REDACTED] and [REDACTED] were hospitalized as a result of injuries they suffered during the incident. Both [REDACTED] and [REDACTED] were subsequently convicted of felony murder, for the death of [REDACTED]. Due to CPD officers' use of deadly force during the April 30, 2012 incident, this investigation was commenced. The results of this investigation are as follows.

II. INVOLVED PARTIES

Involved Officer #1:	Jorge Mendez Jr.; Star #14333; Employee # [REDACTED] DOA: July 30, 2007; Police Officer; Assigned to Unit 189; DOB: [REDACTED] Male Hispanic
Involved Officer #2:	Terrence Pratscher; Star #2063; Employee # [REDACTED] DOA: May 19, 2008; Sergeant; Assigned to District 010; DOB: [REDACTED] Male White
Involved Officer #3:	Daniel Lopez; Star #3477; Employee # [REDACTED] DOA: August 25, 2003; Police Officer; Assigned to District 010; DOB: [REDACTED] Male Hispanic
Involved Officer #4:	Daniel Vazquez; Star #11852; Employee # [REDACTED] DOA: April 16, 2010; Police Officer; Assigned to District 010; DOB: [REDACTED] Male Hispanic
Involved Officer #5:	Manuel Gonzalez, Jr.; Star #11733; Employee # [REDACTED] DOA: March 9, 2009; Police Officer; Assigned to District 010; DOB: [REDACTED] Male Hispanic
Involved Officer #6:	Violet Rey; Star #3593; Employee # [REDACTED] DOA: August 27, 2007; Field Training Officer; Assigned to District 019, Detailed to District 010; DOB: [REDACTED] Female Hispanic
Involved Officer #7:	Michael Curry; Star #6915; Employee # [REDACTED] DOA: September 1, 2010; Field Training Officer; Assigned to District 010, Detailed to District 019; DOB: [REDACTED] Male White
Involved Officer #8:	Anthony Rosen; Star #11430; Employee # [REDACTED] DOA: March 9, 2009; Police Officer; Assigned to District 010, Detailed to Unit 193; DOB: [REDACTED] Male White
Involved Civilian #1:	[REDACTED] DOB: [REDACTED] Male Black
Involved Civilian #2:	[REDACTED] DOB: [REDACTED] Male Black

Involved Civilian #3: [REDACTED] DOB: [REDACTED] Male Black, Deceased

III. ALLEGATIONS

Officer	Allegation	Finding
Officer Mendez	<ol style="list-style-type: none"> 1. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Jorge Mendez discharged his firearm multiple times at [REDACTED] and [REDACTED] in violation of Rule 6; and, 2. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Jorge Mendez discharged his firearm into a moving vehicle without justification, in violation of Rule 6. 	<ol style="list-style-type: none"> 1. Exonerated 2. Exonerated
Officer Pratscher (Now Sgt. Pratscher)	<ol style="list-style-type: none"> 1. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Terrence Pratscher discharged his firearm multiple times at [REDACTED] and [REDACTED] in violation of Rule 6; and, 2. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Terrence Pratscher discharged his firearm into a moving vehicle without justification, in violation of Rule 6. 	<ol style="list-style-type: none"> 1. Exonerated 2. Exonerated
Officer Lopez	<ol style="list-style-type: none"> 1. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Daniel Lopez discharged his firearm multiple times at [REDACTED] and [REDACTED] in violation of Rule 6; and, 2. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Daniel Lopez discharged his firearm into a moving vehicle without justification, in violation of Rule 6. 	<ol style="list-style-type: none"> 1. Exonerated 2. Exonerated

Officer Vazquez	<ol style="list-style-type: none">1. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Daniel Vazquez discharged his firearm multiple times at [REDACTED] and [REDACTED] in violation of Rule 6; and,2. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Daniel Vazquez discharged his firearm into a moving vehicle without justification, in violation of Rule 6.	<ol style="list-style-type: none">1. Exonerated2. Exonerated
Officer Gonzalez	<ol style="list-style-type: none">1. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Manuel Gonzalez, Jr. discharged his firearm multiple times at [REDACTED] and [REDACTED] in violation of Rule 6; and,2. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Manuel Gonzalez, Jr. discharged his firearm into a moving vehicle without justification, in violation of Rule 6.	<ol style="list-style-type: none">1. Exonerated2. Exonerated
Officer Rey	<ol style="list-style-type: none">1. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Violet Rey discharged her firearm multiple times at [REDACTED] and [REDACTED] in violation of Rule 6; and,2. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Violet Rey discharged her firearm into a moving vehicle without justification, in violation of Rule 6.	<ol style="list-style-type: none">1. Unfounded2. Exonerated

	<p>3. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Violet Rey picked up shell casings after a police involved shooting, in violation of Rule 6.</p>	Unfounded
Officer Curry	<p>1. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Michael Curry discharged his firearm multiple times at [REDACTED] and [REDACTED] in violation of Rule 6; and,</p> <p>2. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Michael Curry discharged his firearm into a moving vehicle without justification, in violation of Rule 6.</p>	<p>1. Exonerated</p> <p>2. Exonerated</p>
Officer Rosen	<p>1. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Anthony Rosen discharged his firearm multiple times at [REDACTED] and [REDACTED] in violation of Rule 6; and,</p> <p>2. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Anthony Rosen discharged his firearm into a moving vehicle without justification, in violation of Rule 6.</p>	<p>1. Exonerated</p> <p>2. Exonerated</p>

IV. APPLICABLE RULES AND LAWS

Rules

Rule 6: Disobedience of an order or directive, whether written or oral.¹

General Orders

1. G03-02 "Use of Force Guidelines," Effective 01 October 2002 through 15 October 2017

II. General Information

Chapter 720, Article 5, Section 7-5, of the Illinois Compiled Statutes provides in part:

‘A peace officer...need not retreat or desist from efforts to make a lawful arrest because of resistance or threatened resistance to the arrest. He is justified in the use of any force which he reasonably believes to be necessary to effect the arrest and of any force which he reasonably believes to be necessary to defend himself or another from bodily harm while making the arrest.’

III. Department Policy [...]

B. Department members will use an amount of force reasonably necessary based on the totality of the circumstances to perform a lawful task, effect an arrest, overcome resistance, control a subject, or protect themselves or others from injury.

C. As set forth by the United States Supreme Court in *Graham v. Connor*, 490 U.S. 386 (1989), the central inquiry in every use of force is whether the amount of force used by the officer was objectively reasonable in light of the particular circumstances faced by the officer.

¹ Directive Comment: This Rule prohibits disobedience by a member of any lawful written or oral order or directive of a superior officer or another member of any rank who is relaying the order of a superior.

2. G03-02-03 "Deadly Force," Effective 01 October 2002 through 10 February 2015

A. A sworn member is justified in using force likely to cause death or great bodily harm² only when he or she reasonably believes that such force is necessary:

1. To prevent death or great bodily harm to the sworn member or to another person; or,

To prevent an arrest from being defeated by resistance or escape³ and the sworn member reasonably believes that the person to be arrested:

a. Has committed or has attempted to commit a forcible felony⁴ which involves the infliction, threatened infliction, or threatened use of physical force likely to cause death or great bodily harm or;

b. Is attempting to escape by use of a deadly weapon or;

c. Otherwise indicates that he or she will endanger human life or inflict great bodily harm unless arrested without delay.

B. Firing at or into a moving vehicle is only authorized to prevent death or great bodily harm to the sworn member or another person. When confronted with an oncoming vehicle and that vehicle is the only force used against them, sworn members will move out of the vehicle's path.

3. G04-02 "Crime Scene Protection and Processing," Effective 15 June 2002 through 06 November 2014:**III. General Information**

D. In the absence of exigent circumstances, a crime scene will be protected until it is completely processed for physical evidence. Evidence will NOT be disturbed prior to processing, unless it is absolutely necessary to preserve life or to protect the evidence from loss or damage.

² A. Deadly force is force which is likely to cause death or great bodily harm and includes

1. The firing of a firearm in the direction of the person to be arrested, even though no intent exists to kill or inflict great bodily harm; and

2. The firing of a firearm at a vehicle in which the person to be arrested is riding.

B. A peace officer's discharge of a firearm using ammunition designed to disable or control an individual without creating the likelihood of death or great bodily harm (i.e., impact munitions) shall not be considered force likely to cause death or bodily harm. (720 ILCS 5/7-8)

³ A peace officer or other person who has an arrested person in custody is justified in the use of such force to prevent the escape of the arrested person from custody as he would be justified in using if he were arresting the person. (720 ILCS 5/7-9)

⁴ A forcible felony means any treason, first degree murder, second degree murder, predatory criminal sexual assault of a child, aggravated criminal sexual assault, criminal sexual assault, robbery, burglary, residential burglary, aggravated arson, arson, aggravated kidnapping, kidnapping, aggravated battery resulting in great bodily harm or permanent disability or disfigurement, and any other felony which involves the use of threat of physical force or violence against any individual. (Forcible Felony, 720 ILCS 5/2-8)

V. INVESTIGATION

In order to fully investigate the allegations, which form the basis of this log number, a series of evidentiary steps were taken by Independent Police Review Authority (IPRA)—now Civilian Office of Police Accountability (COPA)—investigators.⁵ These evidentiary steps are detailed as follows.

On April 30, 2012, IPRA was notified by the Chicago Police Department of a shooting incident that took place earlier in the day. To obtain preliminary information on the relevant event and involved parties, IPRA investigators traveled to the scene of the shooting incident, Mike's Electronics Store. Upon arrival at the store, located at [REDACTED] investigators spoke with On Call Incident Commander (OCIC) Eddie Johnson, now Superintendent of the Chicago Police Department; OCIC Johnson provided investigators with the following synopsis of the incident. On the evening of the incident, officers responded to a call of a burglary in progress at Mike's Electronics Store. Once at the store, officers encountered a window at the rear of the store that appeared to be pried open. After further investigation, it appeared that individuals were still inside the store; a witness on scene identified these individuals as the burglars.

As officers attempted to make entry into the building, the individuals entered a silver minivan, then used the van to crash through a closed garage door. While the vehicle emerged from the garage bay, it struck one or two of the officers standing outside. Several officers discharged their weapons at the vehicle in response to this development; according to OCIC Johnson, these officers believed an officer was pulled beneath the van. The van continued along the sidewalk, crashing into a red van parked in front of the driveway port. At the time of the IPRA response, OCIC Johnson was unable to provide investigators with further information regarding the incident.⁶

a. Interviews

INVOLVED OFFICER INTERVIEWS AND DEPOSITIONS

On May 8, 2012, an interview of Police Officer (PO) Violet Rey was taken at IPRA headquarters. In her statement, PO Rey indicated that on April 30, 2012, she was assigned to Beat 1013R with her partner, PO Vazquez. While conducting patrol, PO Rey heard a call come over the radio of a burglary in progress at 2459 South Ashland. PO Rey acknowledged the call via radio, and PO Vazquez drove Beat 1013R⁷ to Mike's Electronics Store. Upon arrival at the store, PO Vazquez parked Beat 1013R on Western Avenue and the responding officers exited the vehicle. PO Rey observed another officer, "Officer Alameen," looking through the store windows

⁵ On September 15, 2017, the Civilian Office of Police Accountability (COPA) replaced the Independent Police Review Authority (IPRA) as the civilian oversight agency of the Chicago Police Department. Thus, this investigation, which began under IPRA, was transferred to COPA on September 15, 2017, and the recommendations set forth herein are the recommendations of COPA.

⁶ Attachment 6

⁷ During the course of the officer interviews, officers consistently referenced their police vehicles by the Beat Number they had been assigned for the evening. In order to distinguish the numerous responding vehicles, these vehicle Beat Numbers have been included in officer interview summaries.

with his flashlight, so she decided to join him.⁸ As PO Rey walked up to the windows, “PO Alameen” indicated that he could see a black male inside the store.

In response to this information, PO Rey decided to use her flashlight to look through the windows. PO Rey was unable to see any activity inside of the store, so she walked to the alleyway behind Mike’s Electronics. Once in the alleyway, PO Rey saw several other officers looking through a pried open window. Realizing that it would be unsafe to enter the building through this window, PO Rey moved to the 25th Street side of the building to find a different entry point. At this time, PO Rey knocked on the garage door of Mike’s Electronics, announced her office and requested the occupants to exit the building. As she stood in front of the garage door, PO Rey could hear footsteps inside the store. Suddenly, someone opened the service door adjacent to the garage door; not knowing who this person was, PO Rey drew her gun from its holster.

The unknown individual—a Hispanic male—began to talk with another officer, at which point it became evident that this was the individual who called 911 regarding a break in at Mike’s. The man then indicated to the officers that the intruders entered the garage bay, through a side door of the service door vestibule. In an effort to gain entry to the garage bay, Officers Lopez and Gonzalez began to bang on the side door, while PO Rey stood just outside the service door vestibule. Suddenly, someone shouted “they’re coming,” and simultaneously a vehicle erupted through the garage door.⁹

When the vehicle emerged from the garage bay, PO Rey was facing toward the garage door. As the vehicle continued to exit from the garage bay, PO Rey moved to the side, then observed the vehicle travel toward a group of officers. Based on her recollection, PO Rey saw the vehicle strike one of the officers, at which point the officer fell down and out of PO Rey’s sight. Concerned that the officer had been pulled under the vehicle, as well as for the welfare of other officers near the vehicle, PO Rey fired once at the driver of the vehicle. PO Rey did not fire again, as another officer moved into her line of sight. Given that other officers were firing their weapons, PO Rey took cover in the alleyway next to Mike’s. Only after the gunfire ended did PO Rey reemerge and assist her fellow officers.¹⁰

A second interview of PO Rey was taken at IPRA headquarters on June 7, 2016, at which point she was presented with the aforesaid allegations. In her second statement to IPRA, PO Rey acknowledged that she viewed video footage from Mike’s Electronics Store, which depicted the incident subject to this investigation. PO Rey noted that she stood by her previous statement, but did offer a clarification as to her actions in the footage. From the footage, PO Rey can be seen picking up what appear to be shell casings; PO Rey indicated that she picked up live rounds, which fell to the ground, when she counted the number of bullets in her magazine. When asked, PO Rey stated that she did not pick up spent casings on the day of the incident.¹¹

⁸ Officer’s name is spelled phonetically in interview transcript. Further information regarding this officer’s identity was not elicited during Officer Rey’s interview. (Attachment 78, Page 7, Line 17)

⁹ Attachment 78, Page 15, Line 4.

¹⁰ Attachment 78

¹¹ Attachment 224

On May 8, 2012, an **interview of PO Daniel Lopez** was taken at IPRA headquarters. In his statement, PO Lopez indicated that on April 30, 2012, he was assigned to Beat 1071R with his partner, PO Fietko. While on patrol in Beat 1032, PO Lopez heard a call over the radio of a burglary in progress at [REDACTED]. Based on his recollection, PO Lopez acknowledged the call and drove Beat 1071R to Mike's Electronics. Upon arrival at the scene, PO Lopez parked at the southeast corner of 25th and Western; at that time, four or five units were already on scene. Exiting the vehicle, PO Lopez asked a group of officers where the burglars made entry into the store. In response, PO Lopez was directed to the alleyway at the east of Mike's Electronics.

In the alleyway, PO Lopez saw a pried away air-conditioning box, with space to enter the store. PO Lopez then learned that there were windows on the Western side of the building, so he and PO Fietko walked over to look through those windows. While standing in front of the windows on the corner of Western and 25th Street, PO Lopez shined his flashlight through the pane, but he was unable to see any activity inside. From this position, PO Lopez walked eastward, ending up in the space between Mike's garage door and the adjacent service door.

As he stood in this spot, PO Lopez heard noises coming from the garage bay. From PO Lopez's perspective, these noises appeared to come from someone inside the store attempting to open the garage door. In response to this development, the officers around PO Lopez began shouting, "Chicago Police," and "building surrounded, Chicago Police, just come on out."¹² PO Lopez's next memory is seeing a man open the service door adjacent to the garage door. In response to this development, PO Lopez drew his firearm from its holster and announced his office. The man stood in the service door vestibule, raised his hands, then indicated to PO Lopez that the offenders were in the garage bay at which point he reholstered his weapon. Based on the man's verbal and physical indications, a door immediately within the vestibule lead to the garage bay.

In order to allow officers access to the building, the man moved backward into the vestibule, while PO Lopez and PO Gonzalez entered the service door. After entering the vestibule, PO Gonzalez attempted to kick the garage bay access door open, but he was only able to create a hole in the bottom of the door. PO Lopez then attempted to kick the door in, but he only managed to make the hole bigger. At this time, PO Lopez heard a car door slam and a car engine ignite. Looking through the hole he had created in the access door, PO Lopez saw a vehicle inside the garage bay; suddenly, the white "reverse" lights on the vehicle became illuminated. In response to this observation, PO Lopez shouted, "They are going to come out!"¹³

As PO Lopez moved to exit the vestibule and warn his fellow officers, the vehicle erupted from the closed garage door. Looking out from the entrance to the vestibule, PO Lopez saw the vehicle hit an officer, after which point the officer disappeared from view. At this point, PO Lopez became concerned that the officer had been pulled beneath the vehicle. PO Lopez removed his gun from its holster, but due to the number of officers in his field of view, PO Lopez did not fire his weapon. The vehicle then hit a parked car, at which point the vehicle stopped traveling in reverse. Looking through the windshield toward the driver, PO Lopez observed the driver motion as though he was shifting gears. At the same time, PO Lopez concluded that the vehicle moving forward, towards himself and several other officers.

¹² Attachment 85, Page 12, Lines 20-24.

¹³ Attachment 85, Page 17, Line 7.

Having just observed the vehicle run over an officer, PO Lopez feared that the driver of the vehicle was about to drive forward into another crowd of officers. In response to this development, PO Lopez fired his weapon at the driver six times. He ceased firing when the vehicle appeared to stop moving forward. When all the gunfire subsided, several CPD officers approached the vehicle; PO Lopez decided to enter the store and determine whether anyone else was still inside.¹⁴

On May 8, 2012, an **interview of PO Jorge Mendez** was taken at IPRA headquarters. In his statement, PO Mendez indicated that on April 30, 2012, he was assigned Beat 1006H with two other officers, PO Rosen and PO Pratscher. All three officers were in a marked vehicle, wearing plain clothes. During their patrol, a call came over the radio of a burglary in progress at [REDACTED]. Although PO Mendez could not recall acknowledging the message, he recalled driving to Mike's Electronics Store. Beat 1006H parked at 2356 West 25th Street, at which point PO Mendez observed approximately four other CPD vehicles already on scene. Upon exiting the vehicle, officers on the scene informed PO Mendez that the offenders were still inside the store.

At this point, PO Mendez walked over to Mike's garage door on 25th Street, joined Officers Lopez and Gonzalez. While standing outside the store, PO Mendez knocked on the garage door and announced his office. As PO Mendez made these announcements, an individual opened the service door adjacent to the garage door. Based on PO Mendez's memory, Officers Lopez and Gonzalez were the closest officers to the service door, with PO Mendez just behind them. From what PO Mendez could see, the individual who opened the door gestured inside the building, indicating that the burglars were just inside. Officers Lopez and Gonzalez then walked through the service door and into a vestibule, while PO Mendez stood in the doorway. Once inside the doorway, PO Mendez saw a doorway on the left side of the vestibule, leading directly to the garage bay.

Upon encountering this inner door, Officers Lopez and Gonzalez began kicking the door in. During this time, PO Mendez saw PO Gonzalez crouch down and say, "come out."¹⁵ Two seconds later, PO Gonzalez shouted, "it's reversing," which PO Mendez tried to convey to the other officers.¹⁶ This effort was interrupted when a vehicle exited the garage bay and erupted from the garage door. As the vehicle traveled in reverse out of the garage bay, it passed in front of PO Mendez, who was facing west. PO Mendez then saw the vehicle hit PO Papin, who was on the opposite side of the vehicle. From PO Mendez's standpoint, the rear left side of the vehicle struck PO Papin, causing PO Papin to disappear from view. The vehicle then kept moving in reverse, into a crowd of officers.

Although PO Mendez was unsure if PO Papin was knocked over or pulled under the vehicle, PO Mendez believed that the vehicle was being used as a deadly weapon, prompting him

¹⁴ Attachment 85. A second interview of PO Lopez was taken at IPRA headquarters on June 8, 2016, at which point he was presented with the aforestated allegations. In his second statement to IPRA, PO Lopez acknowledged that he viewed video footage from Mike's Electronics Store, which depicted the incident subject to this investigation. PO Lopez noted that he stood by his previous statement, making no additional commentary regarding the incident in question. Attachment 234.

¹⁵ Attachment 91, Page 16, Line 10.

¹⁶ *Id.* at Lines 12-13.

to pull his gun from its holster. While the vehicle continued to travel in reverse, PO Mendez fired his weapon at the driver eight times. During this time, no officers were in PO Mendez's field of vision. As he fired, PO Mendez saw the driver make movements, as though he was putting the vehicle in forward gear. PO Mendez ceased firing at eight rounds; his firearm jammed, and to remedy the issue, PO Mendez removed the magazine and inserted a backup clip. Although PO Mendez returned the firearm to working order, he did not fire again. All other shooting officers had also ceased firing their weapons at this point.

Once the shooting ceased, PO Mendez walked toward the vehicle with his weapon drawn. PO Mendez asked the vehicle occupants to show their hands; in response, a rear passenger indicated that he could not; he was shot. Upon reaching the vehicle, PO Mendez opened the driver's door, which caused the driver to fall out. From this point, PO Mendez moved on to the man who indicated that he was shot. This man was handcuffed by PO Mendez, after which point PO Mendez requested three ambulances to the scene.¹⁷

On May 8, 2012, an **interview of PO Terrence Pratscher** was taken at IPRA headquarters. In his statement, PO Pratscher indicated that on April 30, 2012, he was assigned to Beat 1006H with Officers Rosen and Mendez. While on patrol, PO Pratscher heard a call come over the radio of a burglary in progress at [REDACTED]. In response to this call, PO Mendez drove Beat 1006H to Mike's Electronics Store. Upon arrival at the store, PO Pratscher observed that a couple other beats were already on scene. PO Mendez parked Beat 1006H on 25th Street, about 10-20 feet east of the intersection with Western. PO Pratscher exited the vehicle and headed to the alleyway at the rear of the building, where he saw a grate on the side of the building, which appeared to have been cut open.

After concluding that it would be unsafe to make entry into the building through this hole, PO Pratscher made his way to the front of the building. While at the front of the building, PO Pratscher noticed that there were store windows facing out onto Western. At this point, PO Pratscher used his flashlight to look through a window, at which time he saw people moving about in the rear of the store. In response to this observation, PO Pratscher knocked on the window and said, "police, what are you guys doing?"¹⁸

From the Western side of the building, PO Pratscher moved over to the south side of the building and positioned himself in front of the garage door. From his spot, PO Pratscher could see an inch gap between the bottom of the garage door and the driveway. Through this gap, PO Pratscher observed shadows moving back and forth. In reaction, PO Pratscher shouted, "police, come on out."¹⁹ While PO Pratscher stood before the garage door, an unknown individual opened the garage service door. PO Pratscher moved toward the service door, but other officers blocked his view and interior access.

¹⁷ Attachment 91. A second interview of PO Mendez was taken at IPRA headquarters on June 14, 2016, whereby he was presented with the aforesaid allegations. In his second statement to IPRA, PO Mendez acknowledged that he viewed video footage from Mike's Electronics Store, which depicted the incident subject to this investigation. PO Mendez noted that he stood by his previous statement, making no additional commentary regarding the incident in question. Attachment 253.

¹⁸ Attachment 98, Page 10, Line 2.

¹⁹ *Id.* at Page 12, Line 21.

From his standpoint, PO Pratscher saw the individual converse with Officers Lopez and Gonzalez. Based on PO Pratscher's recollection, the individual spoke in Spanish, and was gesturing toward a door within the service door entrance. PO Pratscher then observed Officers Lopez and Gonzalez, as well as a couple other officers, move into the service doorway. Once inside the doorway, Officers Lopez and Gonzalez began kicking at the inner door in an effort to gain entry to the garage bay. As the kicking went on, PO Pratscher stood outside the building, in a space between the service door and the garage door. Although PO Pratscher was not within the hallway, he positioned himself outside the service doorway, ready to rush inside the garage bay if entry was made. PO Pratscher described his positioning as a "stack formation," with an officer directly in front of him and an officer directly behind; while waiting outside, PO Pratscher had his gun drawn and ready.²⁰

Suddenly, a vehicle erupted from the closed garage door, which caused a metal gate to move in the direction of PO Pratscher. In reaction to this development, PO Pratscher moved from facing north to facing westward, so that he was faced with the emerging vehicle. At this time, PO Pratscher observed the rear bumper of the vehicle hit PO Papin. Once the vehicle struck PO Papin, PO Papin disappeared from PO Pratscher's vantage point. In fear that PO Papin had been pulled beneath the vehicle, and that other officers would be "squished" by the vehicle, PO Pratscher fired his firearm at the driver.²¹ During the time that PO Pratscher was firing, the vehicle crashed into another car and stopped; PO Pratscher then observed the driver motion as though he was shifting gears. Based on PO Pratscher's perception, the vehicle moved forward, so PO Pratscher continued firing until the vehicle stopped moving.

When asked why he fired into the vehicle as it continued to move forward, PO Pratscher explained that the vehicle was being used as a weapon toward other officers on scene, which caused him to fear for the safety of his fellow officers. In total, PO Pratscher fired at the vehicle 11 times; no officers were in his line of fire as he shot. Once the shooting ceased, PO Pratscher held his gun to his side and approached the vehicle. When PO Pratscher saw other officers control the scene inside the vehicle, he moved his attention to the welfare of Officer Papin.²²

On May 8, 2012, an **interview of PO Daniel Vazquez** was taken at IPRA headquarters. In his statement, PO Vazquez indicated that on April 30, 2012, he was assigned to Beat 1013R with his partner, PO Rey. While on routine patrol, a call came over the radio of an incident at [REDACTED] PO Rey acknowledged the call, and PO Vazquez drove Beat 1013R to the scene of the incident. Upon arrival, PO Vazquez parked Beat 1013R on Western, in front of Mike's Electronics Store. The officers exited the vehicle, at which point they observed PO Alamillo standing on the Western side of the store, using his flashlight to look through the store windows. PO Alamillo indicated that he saw an individual inside the store, at which point PO Vazquez used his flashlight to look through the windows.

²⁰ Attachment 98, Page 17, Lines 9-12.

²¹ *Id.* at Page 24, Line 17.

²² Attachment 98. A second interview of PO Pratscher was taken at IPRA headquarters on June 2, 2016, at which point he was presented with the aforesaid allegations. In his second statement to IPRA, PO Pratscher acknowledged that he viewed video footage from Mike's Electronics Store, which depicted the incident subject to this investigation. PO Pratscher noted that he stood by his previous statement, making no additional commentary regarding the incident in question. Attachment 214.

While looking through the window, PO Vazquez was unable to see any individuals, but he could see a doorway leading into a garage bay. This inside door was open, through which PO Vazquez saw a vehicle. As PO Vazquez watched, two or three individuals could be seen entering the vehicle. In response to this observation, PO Vazquez announced to the other officers, "look, they're jumping in the vehicle."²³ PO Vazquez then moved across the 25th Street side of the store to the rear alleyway, where he saw the Mike's garage door and service door on 25th Street. Suddenly, an unknown Hispanic male opened the garage service door and spoke to the officers standing outside the door. From PO Vazquez's memory, the unknown male spoke to the officers in Spanish, but he was too far away to hear the specifics of the conversation.

The man appeared to point to the inside of the service doorway, instructing the officers to break down an inner door. At this point, Officers Lopez and Gonzalez began breaking down the inner door, which caused part of the bottom of the door to break away. Once this happened, PO Gonzalez stuck his head down by the opening, indicated that he saw the vehicle's reverse lights, and yelled, "they're coming out!"²⁴ Simultaneously, PO Vazquez observed the vehicle erupt through the garage door, at which point the left rear part of the vehicle struck PO Papin. From PO Vazquez's vantage point, he could not tell whether PO Papin was being dragged by the vehicle; in response to this development, PO Vazquez drew his weapon from its holster and fired at the vehicle driver.

As the vehicle traveled in reverse out of the garage, it collided with a vehicle parked on 25th Street and moved forward. Concerned that the vehicle was about to move forward in his direction, PO Vazquez continued firing his weapon. When the vehicle stopped moving forward, PO Vazquez stopped firing his gun; in total, he fired at the driver nine times. Once the shooting ceased, PO Vazquez approached the vehicle and assisted with detaining the occupants.²⁵

PO Vazquez was deposed on October 23, 2017 in the case 16 L 10768, regarding his involvement in the April 30, 2012 incident. During this deposition, PO Vazquez provided some additional detail as to his use of force. As PO Vazquez stood east of the closed garage door, he observed a vehicle crash out of the garage bay and into a group of officers. The rear driver's side of the vehicle then hit PO Papin, at which time PO Vazquez drew his firearm from its holster. Concerned PO Papin was dragged by the vehicle, and that other officers were in the path of the vehicle, PO Vazquez fired his gun at the driver of the vehicle. When the vehicle moved forward, PO Vazquez fired at the vehicle driver again, as officers were still in the direct path of the vehicle. Once the vehicle stopped moving toward the officers, PO Vazquez ceased firing.²⁶

On May 8, 2012, an **interview of PO Anthony Rosen** was taken at IPRA headquarters. In his statement, PO Rosen indicated that on April 30, 2012, he was working first shift with two other officers, Mendez and Pratscher. While monitoring the radio, a call came across of a burglary in

²³ Attachment 104, Page 11, Line 24-Page 12, Line 1.

²⁴ *Id.* at Page 17, Line 23.

²⁵ Attachment 104. A second interview of PO Vazquez was taken at IPRA headquarters on June 2, 2016, at which point he was presented with the aforesaid allegations. In his second statement to IPRA, PO Vazquez acknowledged that he viewed video footage from Mike's Electronics Store, which depicted the incident subject to this investigation. PO Vazquez noted that he stood by his previous statement, making no additional commentary regarding the incident in question. Attachment 205.

²⁶ Attachment 266

progress at [REDACTED] In response, the officers drove to Mike's Electronics Store to assist with the scene. Upon arrival at the scene, PO Rosen observed approximately two other units already present. After exiting the vehicle PO Rosen learned from other officers that the offenders were still inside the building. In response to this news, PO Rosen moved to the rear alleyway, where the offenders had made entry to the store. While in the alleyway, PO Rosen saw a metal grate had been removed from the store's wall, creating an entrance into the store.

From his position in the alleyway, PO Rosen heard shuffling noises coming from inside the store. Deciding that it would be unsafe to enter the building through the hole, PO Rosen and PO Pratscher relocated to the 25th Street side of the store. While PO Rosen positioned himself near the garage service door, PO Pratscher tried to pull open the garage door, but it appeared locked. Again, PO Rosen heard noise coming from inside the store, so he shouted, "Chicago Police, the building's completely surrounded, come out."²⁷ From his vantage point, PO Rosen could see shadows moving back and forth beneath the garage door.

Suddenly, the garage service door opened and PO Rosen saw an individual come out. In response to this development, PO Rosen pulled his weapon from its holster and kept it by his side. PO Lopez began to converse with the individual in Spanish, during which time PO Rosen heard a series of loud noises coming through the garage door. Upon hearing these noises, PO Rosen turned to face the garage door, whereupon he observed a vehicle erupt from the closed door. As the vehicle emerged from the door, PO Rosen saw the vehicle hit PO Papin, and it appeared he was dragged beneath the vehicle. The vehicle continued to travel in reverse, toward a group of officers on 25th Street. Once this occurred, PO Rosen fired his gun at the vehicle driver. As the vehicle traveled in reverse, PO Rosen walked toward the vehicle and fired his weapon. During this time, the driver made a movement that PO Rosen perceived as shifting gears. Immediately thereafter, the vehicle appeared to move forward, in the direction of PO Rosen and several other officers. PO Rosen continued firing until the vehicle stopped moving; in total, PO Rosen fired 18 times.²⁸

On May 8, 2012, an **interview of PO Michael Curry** was taken at IPRA headquarters. In his statement, PO Curry indicated that on April 30, 2012, he was assigned to work Beat 1011R with his partner, PO Papin. While on routine patrol, the officers heard a call come over the radio of a burglary in progress at [REDACTED] In response to this call, PO Papin drove Beat 1011R to the scene of the incident. Upon arrival at Mike's Electronics Store, PO Curry observed three or four units already on scene. The officers exited their vehicle, walked up to the Western side of the store, and attempted to look into the windows. Given that PO Curry was unable to see inside the windows, he moved to the 25th Street side of the store and talked with the officers standing outside. From these officers, PO Curry learned that the offenders were still within the store.

²⁷ Attachment 111, Page 11, Line 23-Page 12, Line 1.

²⁸ Attachment 111. A second interview of PO Rosen was taken at IPRA headquarters on June 16, 2016, at which point he was presented with the aforesaid allegations. In his second statement to IPRA, PO Rosen acknowledged that he viewed video footage from Mike's Electronics Store, which depicted the incident subject to this investigation. PO Rosen noted that he stood by his previous statement, making no additional commentary regarding the incident in question. Attachment 262.

After receiving this information, PO Curry took position on the west side of the Mike's garage door. While PO Curry stood in this position, he observed officers attempt to enter the garage service door. Eventually the door opened, but given the number of officers surrounding the service door area, PO Curry was unable to see specifically how the door opened. At this point, officers made entry into the service door, during which time Officer Curry remained on the west side of the garage door. From this position, PO Curry saw a gap at the bottom of the garage door, through which he observed shadows moving about in the garage bay. Suddenly, a vehicle erupted from the closed garage door, then continued to exit the garage in reverse gear. As the vehicle emerged from the garage, the rear of the vehicle struck PO Papin's left side. Once hit, PO Papin was pushed out of sight; the vehicle then continued toward other officers on 25th Street. In reaction to this development, PO Curry removed his gun from its holster and fired at the vehicle driver.

As PO Curry fired, the vehicle slammed into a parked car, at which point PO Curry observed the driver's right hand move in an up and down motion. Immediately thereafter, PO Curry perceived the vehicle lurch forward. Based on PO Curry's viewpoint, the only exit for the vehicle was in a forward direction, through a crowd of officers. In total, PO Curry fired his weapons 18 times, until the weapon went into slide lock. No officers were in PO Curry's line of fire as he shot at the vehicle. PO Curry then reloaded his weapon but did not fire, as the vehicle was no longer moving and no longer posed a threat. At this point, PO Curry approached the vehicle with his gun still drawn. Once the vehicle occupants were detained, PO Curry placed his weapon in its holster.²⁹

On May 8, 2012, an **interview of PO Manuel Gonzalez** was taken at IPRA headquarters. In his statement, PO Gonzalez indicated that on April 30, 2012, he worked Beat 1022R with PO Valenzuela. While on patrol, a call of burglary in progress at [REDACTED] came across the radio, so PO Gonzalez drove Beat 1022R to the scene. Once outside of Mike's Electronics Store, PO Gonzalez parked in an alleyway east of the store, at which point the officers exited their vehicle. From PO Gonzalez's recollection, Officers Alamillo and Valdovinos were already on scene when Beat 1022R arrived. In the back alleyway, PO Gonzalez saw an air-conditioning vent that appeared to be pried open.

PO Gonzalez then moved to the 25th Street side of the store, at which point he announced his office and banged on the large garage bay door. From this point, PO Gonzalez directed his attention to the service door east of the garage bay; while the door was initially locked, an individual inside the building eventually opened this service door. In response to the door opening, PO Gonzalez drew his weapon from its holster, pointed it at the individual and instructed the individual to raise his hands. Based on the individual's reaction to the situation, it became evident to PO Gonzalez that the individual was not one of the offenders, prompting PO Gonzalez to holster his weapon.

²⁹ Attachment 116. A second interview of PO Curry was taken at IPRA headquarters on June 8, 2016, at which point he was presented with the aforesaid allegations. In his second statement to IPRA, PO Curry acknowledged that he viewed video footage from Mike's Electronics Store, which depicted the incident subject to this investigation. PO Curry noted that he stood by his previous statement, making no additional commentary regarding the incident in question. Attachment 243.

The individual, a tenant in the building, directed officers to an interior door immediately to the left of the service door, at which point officers escorted the tenant from the scene. Inside the service door vestibule, PO Gonzalez attempted to push open this interior door, but he could not move it. PO Gonzalez and PO Lopez then attempted to kick down the door; at PO Gonzalez's first kick, his foot went through but the door would not open. As a consequence of PO Gonzalez and PO Lopez kicking the door, a hole developed at the bottom of the door, allowing PO Gonzalez to see inside the garage bay.

Looking through this hole, PO Gonzalez saw a gray vehicle with red brake lights illuminated. PO Gonzalez proceeded to announce his office, at which point the red brake lights extinguished and the white reverse lights illuminated. In reaction to this development, PO Gonzalez shouted "they're coming out, they're coming out."³⁰ The gray vehicle then crashed through the closed garage bay door, slamming into a vehicle parked on 25th Street. While the vehicle exited the garage bay, PO Gonzalez exited the service door vestibule. Fearing that officers standing near the garage door had been hit by the gray van, and that the van was traveling toward other officers, PO Gonzalez withdrew his weapon from its holster and fired at the van driver three times. PO Gonzalez ceased firing and holstered his weapon when the vehicle stopped moving.³¹

WITNESS OFFICER INTERVIEWS

On April 30, 2012, an **interview of PO Jose Valdovinos**, was taken at Area Central Detective Division. In his statement, PO Valdovinos indicated that on April 30, 2012 he worked Beat 1012R with PO Alamillo. At approximately 12:59 AM that day, PO Valdovinos responded to a call of a burglary in progress at [REDACTED]. When PO Valdovinos arrived at the scene, he parked his vehicle at the corner of 25th and Western, at which point he and his partner exited the vehicle. PO Alamillo headed to the front of the store, while PO Valdovinos headed to the back. While heading to the back of the store, PO Valdovinos heard his partner announce over the radio that he could see movement inside the store. By the time this was conveyed, PO Valdovinos had made his way to the back alley, at which point he saw a back window pried open. In response to this observation, PO Valdovinos called in for support vehicles. In total, about 20 officers arrived on the scene.

As these vehicles began to arrive, PO Valdovinos moved to the front of the building to identify potential escape routes. PO Valdovinos was unable to see any exits to the rear alley, so he walked back to the pried open window. PO Valdovinos then stood in a position where he could see the pried window, as well as the garage door facing 25th Street; at this point, PO Valdovinos believed he was standing next to PO Valenzuela. Although PO Valdovinos was unable to see what was going on inside of the building, he heard movement inside. From this spot, PO Valdovinos heard officers shouting, "Police, we have you surrounded, come out."³² After this announcement,

³⁰ Attachment 122, Page 22, Line 23.

³¹ Attachment 122. A second interview of PO Gonzalez was taken at IPRA headquarters on June 1, 2016, at which point he was presented with the aforementioned allegations. In his second statement to IPRA, PO Gonzalez acknowledged that he viewed video footage from Mike's Electronics Store, which depicted the incident subject to this investigation. PO Gonzalez noted that he stood by his previous statement, making no additional commentary regarding the incident in question. Attachment 196.

³² Attachment 51, Page 7, Lines 2-3.

PO Valdovinos heard a loud noise come from inside the building, after which point a vehicle emerged from the building in reverse.

PO Valdovinos saw the vehicle travel in reverse at a high rate of speed, then strike a parked vehicle. Both vehicles then moved across the street and slammed into a parked squad car. As the vehicle emerged from the building, PO Valdovinos heard gunshots, but he was unable to see the shooting. PO Valdovinos' recollection of the incident was that all the shots went off at once, rather than spread out over a period of time. PO Valdovinos did not fire his weapon during this incident. After the scene settled, PO Valdovinos entered the building to make sure no one was inside.³³

On April 30, 2012, an **interview of PO Jeremy Lorenz** was taken at Area Central Detective Division. In his statement, PO Lorenz indicated that on April 30, 2012, he was assigned to work Beat 1014R with his partner, PO Jonathan Michel. As PO Lorenz and his partner were on patrol, they heard a call come over the radio regarding a burglary in progress at [REDACTED] PO Lorenz, who was driving the vehicle, informed dispatch that he and his partner were going to assist the police response. Upon arriving at the address, PO Lorenz parked on the east side of Western, in front of the building. An announcement came over the radio that people were inside the building, so PO Lorenz and his partner exited the vehicle to look inside the store windows. PO Lorenz shined his flashlight inside the window, revealing an African American male moving about inside the building. While looking through the window, PO Lorenz saw vehicle lights turn on inside the building.

In an effort to advise the other responding officers that a vehicle was inside the building, PO Lorenz got on his radio to report the situation. PO Lorenz recalled reporting over the radio that a vehicle was inside the building, and that anyone nearby the bay door should be careful. After making this report, PO Lorenz heard a loud noise come from around the corner of the building. PO Lorenz then ran around the corner to investigate; as soon as he rounded the corner, PO Lorenz saw muzzle flare coming from the officers' guns. As soon as he saw the muzzle flashes, PO Lorenz got on his radio and announced, "shots fired by the police."³⁴ Concerned that he might get into the line of fire, PO Lorenz went back around the corner to his original position on Western. Based on the recollection of PO Lorenz, the gunfire was very rapid and ended quickly. PO Lorenz did not fire his weapon during this incident³⁵

On April 30, 2012, an **interview of PO Michael Papin** was taken at Area Central Detective Division. In his statement, PO Papin indicated that on April 30, 2012, he was assigned to Beat 1011R with his partner, PO Curry. While conducting patrol, the officers heard a call over the radio of an incident at "2956 South Western."³⁶ The officers did not acknowledge the call, but PO Papin decided to head to the scene of the incident. Upon arrival at the scene, PO Papin observed CPD officers securing the perimeter. At this point, PO Papin parked his vehicle at the southeast corner of 25th and Western, then walked with PO Curry to the perimeter. Upon entry to the perimeter, PO Papin stationed himself on 25th Street, directly in front of the garage door to Mike's Electronics Store. By the time PO Papin took this position, he saw CPD officers enter the building and shout,

³³ Attachment 51

³⁴ Attachment 53, Page 13, Line 10.

³⁵ Attachment 53

³⁶ Attachment 55, Page 4, Line 21.

“let’s see the hands, get out.”³⁷ PO Papin felt that there were enough officers at the door, so he decided to move away.

As he backed from the door, PO Papin heard an engine rev inside the store. PO Papin’s next memory is being hit by the vehicle that was inside the store. The vehicle caused PO Papin to fall back two or three feet, landing on PO Curry. During this time, PO Papin recalled hearing a large volley of gunfire, but could not see who was firing due to his disoriented state. After recovering from the initial shock, PO Papin saw the vehicle crashed in the middle of the street, with multiple people sitting inside. PO Papin approached the vehicle, to assist other officers in detaining the occupants; all of whom appeared to have been shot. After the incident, PO Papin informed his sergeant that he was in pain, at which point PO Papin was taken to a hospital for treatment. PO Papin did not fire his weapon during this incident³⁸

On April 30, 2012, an **interview of PO Brian Cicio** was taken at Area Central Detective Division. In his statement, PO Cicio indicated that on April 30, 2012, he was assigned to Beat 1032R with his partner, PO Adrian Valadez. While the officers were on patrol, a call came over the radio of a burglary in progress at 2456 South Western. Upon hearing this call, PO Cicio decided to drive to the scene and assist with the CPD response. When Beat 1032R arrived at the scene, PO Cicio parked the vehicle in the opening of the alley on 25th Street. The officers then walked to the alley side of the building, at which point they observed a pried open window. While PO Cicio could not see through the window to the inside of the building, he heard commotion within Mike’s Electronics Store. From this location, PO Cicio decided to join a crowd of officers standing on 25th Street, just outside the store.

Once PO Cicio relocated to 25th Street, he observed PO Gonzalez make entry into the building. According to PO Cicio, PO Gonzalez entered the building through a service door facing 25th Street; at this time, PO Cicio heard an officer announce his office. Several seconds after entry was made, PO Cicio heard an engine rev within the building. As he heard this noise, PO Cicio saw a silver minivan erupt through the closed garage door. Based on PO Cicio’s recollection, the van traveled in reverse as it exited the garage bay. In response to this development, PO Cicio turned away from the vehicle and faced the street. As he turned, PO Cicio heard a “cluster” of gunfire, prompting him to take cover behind a parked vehicle.³⁹ PO Cicio did not see any officer fire their weapon, nor did he remove his gun from its holster.⁴⁰

On April 30, 2012, an **interview of PO Tammy Panek** was taken at Area Central Detective Division. In her statement, PO Panek indicated that on April 30, 2012, she was assigned to Beat 1033R with her partner, PO Andrew Ohlson. While on patrol, PO Panek heard a call come over the radio of a burglary in progress at 2456 South Western. PO Ohlson drove Beat 1033R to the scene of the incident, parking just west of the 25th Street garage door at Mike’s Electronics Store. The responding officers then exited their vehicle and walked to the corner of 25th and Western,

³⁷ Attachment 55, Page 8, Lines 4-5.

³⁸ Attachment 55. Medical Records from April 30, 2012, indicate that Officer Papin was treated at Mount Sinai Hospital for treatment of a contusion to Officer Papin’s left hip. Physician intake notes state that Officer Papin “was struck by a vehicle going approx 10-15 mph to his l hip.” Attachment 165, Page 10.

³⁹ Attachment 57, Page 10, Line 6.

⁴⁰ Attachment 57

where two other officers were already positioned. From this spot, PO Panek walked east along 25th Street, stopping at the alleyway behind Mike's Electronics Store. Looking at the side of the store facing this alleyway, PO Panek was able to see that a window had been pried open.

At this point, PO Panek shined her flashlight through the open window to look inside the building. From her vantage point, PO Panek saw the interior of the store, which was full of electronics inventory. PO Panek saw a door on the far side of the room, through which she observed a black van. A black male exited the passenger side of this van, then walked south to the garage door of Mike's Electronics. Upon making this observation, PO Panek walked around the corner of the building to 25th Street, to notify CPD officers of what she saw. Once on 25th Street, PO Panek saw several officers banging on the garage door and an adjacent service door; PO Panek also recalled hearing the officers announce that they were police. A male Hispanic then opened the service door, indicating that he lived at the address and had reported the burglary.

This man then exited the building and stood to the east side of the service door. PO Panek saw PO Danny Lopez walk through this service door and into a vestibule area, where an office door was located on the immediate left. As PO Panek was positioned directly outside the service door, she observed PO Lopez knock on the office door and announce his office. During this time, PO Manny Gonzalez joined PO Lopez in the vestibule and announced his office. As Officers Lopez and Gonzalez attempted to make entry, part of the bottom of the office door broke away, allowing PO Panek to see inside. While looking through this hole in the door, PO Panek heard a screeching noise, prompting her to shout out, "watch out, it is coming."⁴¹ Immediately thereafter, PO Panek saw a vehicle crash out of the garage door, causing the garage door to go flying.⁴²

As the vehicle emerged from the garage, PO Panek heard multiple gunshots go off; in response, PO Panek took cover in the alleyway to the east of Mike's Electronics Store. PO Panek did not see any CPD officers fire their weapons, nor did she draw her gun from its holster.⁴³

On April 30, 2012, an **interview of PO Michael Fietko** was taken at Area Central Detective Division. In his statement, PO Fietko indicated that on April 30, 2012, he was assigned to Beat 1071R with his partner, PO Danny Lopez. While the officers were on patrol, a call came over the radio of a burglary in progress at [REDACTED]. In response to this call, PO Lopez drove Beat 1071R to the southeast corner of 25th and Western and parked the vehicle. Based on PO Fietko's recollection, Beat 1071R was the third or fourth unit to respond to the scene. PO Fietko then walked up to the garage door of Mike's Electronics, where he heard movement inside the building. While standing outside the storefront, PO Fietko and his fellow officers announced their office and requested that the door be opened. After making such announcements for several minutes, a tenant opened the service door to the east of the garage door.

After the service door was opened, PO Fietko saw an office door on the immediate left side of the vestibule. At this time, PO Fietko took position outside the building, directly between the garage door and the service door. From this position, PO Fietko heard officers inside the vestibule shout that the building occupants were getting in a car. As this shouting was going on, PO Fietko

⁴¹ Attachment 59, Page 13, Line 15.

⁴² PO Panek does not specify whether this is the same vehicle that she initially observed inside the darkened storefront.

⁴³ Attachment 59

saw a red glow through a half inch gap beneath the garage door, which he assumed to be the brake lights of a vehicle. After seeing this glow, PO Fietko heard an engine rev and observed a vehicle erupt through the garage door. In order to avoid the debris of the garage door, PO Fietko stepped to the left and drew his gun from its holster.

During this time, PO Papin was on the west side of the garage entrance, partially standing in the garage driveway. From the perspective of PO Fietko, PO Papin appeared to be struck by the accelerating vehicle, at which point PO Papin appeared to fall down. At this point, PO Fietko believed that PO Papin had been dragged beneath the vehicle. As the vehicle continued to exit the garage, PO Fietko observed it travel toward the opening of the garage driveway. Once the van passed PO Fietko's position, he heard gunfire break out. As the vehicle reached the driveway entering the street, it collided with a red van that had been parked in the street. The accelerating vehicle and the red van then moved out to the middle of 25th Street. A CPD vehicle parked on 25th Street was subsequently hit by the red van.

Given that other CPD officers were in PO Fietko's direct line of fire, he "tucked" his weapon and did not shoot.⁴⁴ When the vehicle came to a rest, the front end was pointed directly at PO Fietko and several officers standing around him. PO Fietko could see the driver making motions toward the steering wheel, causing PO Fietko to believe that the driver was attempting to drive in his direction. Paired with the belief the offenders already ran over an officer, PO Fietko feared for the safety of himself and the other CPD officers standing in front of the vehicle. At this time, PO Fietko could still hear shots being fired; once the shots ended, PO Fietko saw several officers walk in the direction of the vehicle. Rather than walk toward the vehicle, PO Fietko joined his partner to help secure the store.⁴⁵

On April 30, 2012, an **interview of PO Adrian Valadez** was taken at Area Central Detective Division. In his statement, PO Valadez indicated that on April 30, 2012, he was assigned to work Beat 1032R with his partner, PO Brian Cicio. While on routine patrol, PO Valadez heard a report come over the radio of a burglary in progress at [REDACTED]. Based on his recollection, Beat 1032R acknowledged the call and PO Cicio drove to the scene. Upon arrival, PO Cicio parked Beat 1032R on 25th Street, near the alley behind Mike's Electronics Store. PO Valadez observed several other officers at the scene, some standing in the back alley. Walking over to the officers in the alley, PO Valadez saw a window on the rear of Mike's that appeared to be pried open. From his position in the alleyway, PO Valadez heard activity within the building. Based on PO Valadez's recollection, the officers announced, "Chicago Police," but no answer came from inside the building.

From the back alleyway, PO Valadez walked over to the corner of 25th and Western where he saw CPD officers shining their flashlights through the windows of Mike's. PO Valadez looked through the windows with his flashlight, at which point he saw an individual inside running back and forth. While looking through the windows, PO Valadez saw what appeared to be the taillights of a vehicle illuminate. Based on this observation, PO Valadez made his way back around the corner of the building to 25th Street, then walked over to the 25th Street garage door. At the garage

⁴⁴ Attachment 61, Page 8, Line 11. During the interview of PO Fietko, investigators failed to clarify PO Fietko's use of the term "tucked."

⁴⁵ Attachment 61

door, PO Valadez informed PO Papin that he saw the taillights of a vehicle approaching; PO Valadez then told PO Papin that he should get out of the way of the garage door.

Once this message was conveyed, the vehicle erupted from the garage door in reverse. Due to PO Valadez's proximity to the garage door, he jumped out of the way and faced west. PO Valadez's next memory was hearing a volley of gunfire, but as he was faced away from the vehicle, PO Valadez did not see any of the shots. Once he regained his balance, PO Valadez turned around once again, so that he could see the scene of action. At this point, the gunfire ended; PO Valadez had no memory of seeing any officers fire their guns, nor did PO Valdez fire his gun. Once the gunfire was over, several CPD officers walked toward the vehicle, which had crashed in the middle of the street.⁴⁶

On April 30, 2012, an **interview of PO Armando Alamillo** was taken at Area Central Detective Division. In his statement, PO Alamillo indicated that on April 30, 2012, he was assigned to work Beat 1012R with his partner, PO Valdovinos. During regular patrol, a call came over the radio of a burglary in progress at [REDACTED]. As Beat 1012R was about a block away, the officers drove over to Mike's Electronics and radioed in their location. Beat 1012R was the first unit on scene, so the responding officers exited their vehicle and walked over to store; while PO Valdovinos walked to the rear alleyway, PO Alamillo walked to the Western side of the store. While in front of the store, PO Alamillo took out his flashlight and looked in the storefront windows. Looking inside, PO Alamillo observed a black male with a hoodie, which PO Alamillo reported to PO Valdovinos via radio.

After observing the first offender, PO Alamillo saw a second black male walk through a door, which PO Alamillo announced over the radio. As PO Alamillo looked through the window, two more CPD vehicles pulled up to the scene. PO Alamillo recalled backup officers took control of the Western side of the store, so he walked to the alleyway in order to join PO Valdovinos. From the alleyway, PO Alamillo moved to the 25th Street side of the store, to a position between the garage door and service door. While standing in this location, PO Alamillo heard another officer announce that he saw lights and heard shuffling. PO Alamillo saw lights illuminated through a crack at the bottom of the garage door.

At this time, several officers made entry into the building through the service door. As they entered the building, the officers announced, "we are officers, police, please come out. You are surrounded. You have no way out."⁴⁷ While officers were entering the service door, PO Alamillo's attention was focused on the garage door. Suddenly, a silver van erupted from the garage door in reverse, emerged from the building, and crashed into a red truck. While the van exited the garage, PO Alamillo saw an officer jump out of the way of the vehicle. Officer Alamillo then observed both vehicles skid across 25th Street and crash into a parked CPD vehicle.

During this time, PO Alamillo heard an officer fire shots at the vehicle. PO Alamillo did not recall a pause in the shots, but rather a "rain of fire."⁴⁸ PO Alamillo recalled seeing only one CPD officer fire, PO Rey. Although PO Alamillo did not have his weapon drawn, during the

⁴⁶ Attachment 63

⁴⁷ Attachment 63, Page 10, Lines 1-2.

⁴⁸ *Id.* at Page 13, Lines 20-21.

shooting, he removed his gun from its holster as he approached the vehicle, however he did not fire his gun. According to PO Alamillo, he did this to provide cover as officers approached the vehicle.⁴⁹

On April 30, 2012, an **interview of PO Andrew Ohlson** was taken at Area Central Detective Division. In his statement, PO Ohlson indicated that on April 30, 2012, he was assigned to Beat 1033R with his partner, PO Tammy Panek. That evening, Beat 1033R was assigned to respond to a burglary in progress at [REDACTED]. Upon arrival to the scene, PO Ohlson noted that Beat 1012R was already at the scene; one officer was on the Western side of the building, while the other appeared to be at the rear of the building. Both PO Ohlson and PO Panek made their way to the back of Mike's Electronics Store, where a window in the alleyway had been pried open. From this position, PO Ohlson heard noise coming from inside the store. In response to this observation, Officers Ohlson and Panek announced their office and shined their flashlights into the window.

Realizing that he would not be able to make entry into the building through this window, PO Ohlson walked to the 25th Street side of the store. On this side of the store, PO Ohlson encountered a locked garage door and a locked service door. PO Ohlson then walked back to the alleyway, where he saw a Hispanic male stick his head out of the second floor window. At this point, PO Ohlson returned to the 25th Street side of the store, where a male Hispanic opened the service door. Once this door was open, PO Ohlson could see another door inside the vestibule. Based on PO Ohlson's recollection, this door was locked, preventing the officers inside the vestibule from accessing the garage bay.

As these officers attempted to enter the vestibule, PO Ohlson stood outside of the building, east of the garage door, facing the service door. Suddenly, a silver minivan ripped through the garage door, traveling in reverse. While the van moved toward 25th Street, PO Ohlson headed back to the rear alleyway to take cover. At the time that PO Ohlson moved toward the alleyway, he heard a burst of gunfire behind him. Once in the alleyway, PO Ohlson looked back toward the scene of the shooting. PO Ohlson saw that the minivan had crashed into several other vehicles on 25th Street; once the shooting had subsided, PO Ohlson walked to the vehicles and assisted in the recovery. PO Ohlson did not fire his weapon during this incident⁵⁰

On April 30, 2012, an **interview of PO Jonathan Michel** was taken at Area Central Detective Division. In his statement, PO Michel indicated that on April 30, 2012, he was assigned to patrol in the 10th District with his partner, PO Lorenz. While on patrol, a call came over the radio of a burglary in progress at [REDACTED]. The responding officers acknowledged the call over the radio, then headed to Mike's Electronics Store. Upon arrival, PO Lorenz parked the vehicle on the west side of the store. Both officers exited the vehicle, approached the west side of the store, and looked through the Western windows with their flashlights. While looking through the windows, PO Michel saw someone moving inside; in response, PO Michel announced his office and instructed the individual to exit. The individual first looked in the direction of PO Michel, then continued to walk around the store.

⁴⁹ Attachment 65

⁵⁰ Attachment 67

As this individual walked around inside the store, PO Michel saw the headlights of a vehicle illuminate. At this time, PO Lorenz used his radio to inform OEMC that a car was being started. An individual inside the store walked past PO Michel's field of vision two more times, after which time the vehicle headlights disappeared from view. Once the headlights disappeared, PO Michel heard a loud bang and a volley of gunfire. In response to these noises, PO Michel ran in the direction of the gunfire. By the time PO Michel rounded the corner of Western and 25th, the gunfire had already subsided. PO Michel did not fire his weapon during this incident⁵¹

On April 30, 2012, an **interview of PO Antonio Valenzuela** was taken at Area Central Detective Division. In his statement, PO Valenzuela indicated that on April 30, 2012, he was assigned to work Beat 1022R with his partner, Manny Gonzalez. While on patrol, PO Valenzuela heard a call of a burglary in progress at [REDACTED]. In response to this call, PO Gonzalez drove Beat 1022R to Mike's Electronics Store and parked in an alleyway behind the store. Upon exiting the vehicle, PO Valenzuela observed that the store's rear window had been pried open. While the responding officers stood in the alleyway, an individual stuck his head out of a rear window and indicated that the burglars were downstairs. In response to this information, PO Gonzalez moved to the front of the building, while PO Valenzuela remained in the back alleyway.

As he stood in the alleyway, PO Valenzuela heard officers talking at the front of the building, as well as what sounded like a door being kicked in. Suddenly, he heard an enormous crashing noise, immediately followed by a burst of gunfire. Upon hearing the gunfire, PO Valenzuela ducked downward and against a wall. Once the gunfire subsided, PO Valenzuela emerged from the alleyway to see what was happening. PO Valenzuela did not see any shots fired, nor did he fire his weapon.⁵²

SUBJECT INTERVIEWS

On April 30, 2012, IPRA investigators traveled to Mount Sinai Hospital with the purpose of **interviewing** [REDACTED]. At the hospital, investigators learned that [REDACTED] suffered multiple gunshot wounds during the April 30 incident; however, as [REDACTED] did not have an attorney, he indicated that he did not wish to speak with investigators. A subsequent attempt to interview [REDACTED] was taken on May 14, 2012; at that time, [REDACTED] signed a form indicating that he refused to speak with IPRA. [REDACTED] did not respond to subsequent requests for an interview.⁵³

On August 21, 2013, an attorney for the City of Chicago **conducted a deposition of** [REDACTED]. Regarding the events of April 30, 2012, [REDACTED] refused to respond by invoking his Fifth Amendment rights. [REDACTED] acknowledged he was shot several times on April 30, 2012, but he refused to answer who shot him.⁵⁴

On June 14, 2017, a **deposition of** [REDACTED] **was conducted**. During this deposition, [REDACTED] provided his account of the April 30, 2012 incident. Over the course of the preceding day, April 29, [REDACTED] estimated that he consumed two six-packs of beer. In the hours before the

⁵¹ Attachment 69

⁵² Attachment 71

⁵³ Attachments 31, 49, 184

⁵⁴ Attachment 245

incident, [REDACTED] met up with two friends, [REDACTED] and [REDACTED]. The three men eventually decided to drive around, during which time they came across the Mike's Electronics Store. All three reached a consensus that they would steal radios from the store, after which point they broke into the building. According to [REDACTED] the three men created a hole in an air-conditioning duct, then pushed the air-conditioning unit into the store. [REDACTED] was the first individual to enter the building, followed by the other two men. Inside of the store, the three men encountered a parked van, which they loaded with store merchandise. In order to move between the van and the storefront, [REDACTED] and the two other men ran back and forth. As they loaded the van, all of the men stated phrases such as, "hurry up," and "let's go."⁵⁵

During his time inside the store, [REDACTED] did not think the police would show up, as no alarm went off. [REDACTED] could not recall hearing any noises outside of the building, but he did note that he experienced an adrenaline rush during the burglary, which caused his hearing to become limited. At some point, the van's ignition was engaged, causing the vehicle radio to play. When asked, [REDACTED] denied seeing any police presence while he was inside the store, including flashlight beams, knocking, or announcements. Once the three men were ready to leave the store, [REDACTED] attempted to raise the garage bay door, which rose approximately four inches. Considering that the door would go no higher, the three men entered the van, with [REDACTED] sitting behind [REDACTED] and [REDACTED] who were respectively the driver and front passenger. While the three men sat in the car, [REDACTED] announced that he heard a gun go off, at which time [REDACTED] saw a light to his right. [REDACTED] could not hear gunfire while inside the garage, but he thought [REDACTED] and [REDACTED] were getting shot at, due to the way their bodies moved. However, [REDACTED] was uncertain whether the movements were caused by gunfire, or simply by the van rocking. Immediately after the lights flashed, the van traveled backward, crashed through the garage door and into the street.

Once the van was outside the garage bay, officers were shooting toward the van, hitting [REDACTED] and [REDACTED]. To [REDACTED] the shooting felt as though it lasted 15 minutes, and the only person he observed shooting was "all black."⁵⁶ After the shooting stopped, the officers entered the vehicle to detain the three men, during which time [REDACTED] observed an officer "messing with that gear box."⁵⁷ However, [REDACTED] was unable to describe the van's shifting mechanism, nor was he able to recall where the mechanism was located. [REDACTED] also felt that the police must have tampered with the in-store cameras depicting the incident, "because we was [*sic*] in there too long getting shot."⁵⁸

On April 30, 2012, IPRA investigators traveled to Stroger Hospital to interview [REDACTED]. Due to the multiple gunshot wounds suffered by [REDACTED] during the April 30, 2012 incident, medical staff were preparing [REDACTED] for surgery, precluding investigators from conducting an interview with [REDACTED]. A subsequent attempt to interview [REDACTED] was taken on May 9, 2012; at that time, investigators met with [REDACTED] at Stroger Hospital. However, due to [REDACTED] inability to coherently verbalize, investigators decided to postpone the interview. [REDACTED] did not respond to subsequent requests for an interview.⁵⁹

⁵⁵ Attachment 269, Page 80, Line 2.

⁵⁶ *Id.* at Page 131, Line 23

⁵⁷ *Id.* at Page 147, Lines 7-8.

⁵⁸ *Id.* at Page 140, Line 24-Page 141, Line 1

⁵⁹ Attachments 9, 42, 177

On June 13, 2017, a deposition of [REDACTED] was conducted. During this deposition, [REDACTED] provided his account of the April 30, 2012 incident. In the hours before the incident, [REDACTED] met up with two friends, [REDACTED] and [REDACTED]. According to [REDACTED], [REDACTED] stated that the three men could make some money, after which time they drove to Mike's Electronics Store. Upon arrival at the store, the three men walked into the back alleyway, where [REDACTED] lifted up the grate in front of an air-conditioning unit. [REDACTED] then pushed the air-conditioning unit into the building, creating an opening into the store. Once inside of the store, [REDACTED] encountered a series of plexiglass windows, which the men broke in order to access the storefront. Two vehicles were parked within the loading area of the store; a van was nearest to the garage door, and an SUV was parked adjacent to the van. The three men loaded this van with store merchandise, with the intent that they would use the van to leave the store. When asked, [REDACTED] denied hearing or seeing any police presence while inside the store, attributing any "banging" to the noise of tossing merchandise into the van.⁶⁰ However, [REDACTED] acknowledged that while he was inside, someone walked past the storefront windows, prompting [REDACTED] to tell the other two men, "it's time to go."⁶¹

As the van was being loaded, [REDACTED] walked up to the garage door so as to determine how to open it. Seeing that the door was locked, [REDACTED] did not attempt to lift the garage door. [REDACTED] also denied hearing any officers knock on the door as he inspected it. Without keys for the locks, [REDACTED] became aware the men would have to drive through the closed garage door. Ultimately, the three men entered the van, with [REDACTED] in the driver's seat, [REDACTED] in the front passenger's seat, and [REDACTED] as the middle rear passenger. [REDACTED] drove the van in reverse and hit the garage door, creating a loud banging noise; in a matter of seconds, [REDACTED] drove forward slightly and repeated the process. Upon hitting the door a second time, the garage door gave way and [REDACTED] shouted out, "B, watch out."⁶² From that point forward, [REDACTED] blacked out. [REDACTED] was asked whether he believed that interior surveillance footage from Mike's Electronics had been altered, to which he indicated that he did. According to [REDACTED] the footage must have been altered, as it did not show the van hit the garage door twice.⁶³

INDEPENDENT WITNESS INTERVIEW

On April 30, 2012, at Area Central Detective Division, IPRA investigators conducted an interview of witness [REDACTED]. At that time, [REDACTED] provided an account of the April 30, 2012 incident. Immediately prior to the incident, [REDACTED] was asleep in the second floor apartment of [REDACTED] located above Mike's Electronics Store. [REDACTED] awoke when he heard noises coming from the floor below him, thinking the noise was being caused by workers in the store below. However, [REDACTED] did not hear the front door alarm go off, which ordinarily happens when employees enter through the main business doors. The voices coming from downstairs spoke English, of which [REDACTED] has a limited understanding, but he

⁶⁰ Attachment 268, Page 103, Lines 14-18.

⁶¹ *Id.* at Page 120, Line 23.

⁶² *Id.* at Page 125, Line 15.

⁶³ Attachment 268

could tell two people in the store said, "hurry up."⁶⁴ Concerned that the store was being burglarized, [REDACTED] called 911 and reported an incident at Mike's Electronics Store.

Shortly after placing this call, police began to arrive at the scene, which [REDACTED] could hear through the kitchen window. Once police were on scene, [REDACTED] heard a vehicle engine ignite inside of the store, so he proceeded downstairs to let the police in. [REDACTED] opened the service door on 25th Street, at which point police entered the building and attempted to force entry into the garage bay. While officers tried to break open the door to the garage bay, [REDACTED] could hear the vehicle inside accelerate and crash through the overhead door. Once the vehicle emerged from the garage bay, [REDACTED] heard the officers outside fire their weapons. The vehicle continued out of the garage bay and in the direction of 25th Street; at the street curb, the offenders crashed into [REDACTED] van, which was parked at the garage driveway port.⁶⁵

[The remainder of this page intentionally left blank].

⁶⁴ Attachment 48, Page 7, Line 3.

⁶⁵ Attachment 48. Upon review of Video footage obtained from Mike's Electronics Channel 5 and Vehicle 8484, it has been determined that [REDACTED] van was the red van parked on 25th Street, at the opening of the driveway to Mike's Electronics garage bay.

b. Digital Evidence***Video Footage***

The following videos relating to the April 30, 2012 incident were recovered:

Surveillance Footage DVD Mike's Electronics 2459 S. Western Ave. Cameras 1-11, 30 April 2012, 00:00:01 to 03:00:01 hours. These cameras do not depict the April 30, 2012 shooting incident.⁶⁶

Surveillance Footage DVD Mike's Electronics 2459 S. Western Ave. Outside Camera/Channel #5 30 April 2012 02:25:46 to 03:25:51 hours. Figure 1 below depicts the angle of this camera from the 25th Street side of Mike's Electronics Store, near the southwest corner of the store and above the first story. Channel #5 depicts the sidewalk adjacent to the 25th Street side of the store, as well as the vehicles parked south of the store on 25th Street. A carport ramp is clearly visible in the middle of Channel 5's field of view, located on the sidewalk between the store garage door and the north curb of 25th Street. A panel van is parked westward on 25th Street, in front of the mouth of the carport ramp.



Figure (Fig). 1: Channel #5 layout prior to shooting incident.

⁶⁶ Attachment 146

At 2:40:53, the first officer to appear in the video walks in from the west, along the south side of the store. This officer shines his flashlight on the 25th Street side of the store, making his way eastward and into the rear alleyway. By 2:42:03 a CPD vehicle pulls onto 25th Street from the west, parks slightly within the righthand frame of reference, and to the south of the parked panel van. Another CPD vehicle drives eastbound on 25th Street, parks at the opening of the rear alleyway. Many more CPD officers begin to surround the scene, moving along the 25th Street side of the store and into the rear alleyway.

Starting at 2:45:27, several officers center around the area of the garage bay service door, draw and point their weapons in the direction of the door. Simultaneously, the officer nearest to the garage door moves closer to the service door, so that he is in the middle of the carport. By 2:45:42 this officer moves back westward, standing adjacent to the garage door and facing east.

Five seconds later (2:45:48), a silver van crashes out of the garage bay, traveling in reverse gear. Figure 2 below depicts the action that commences at 2:45:48. The garage door can be seen breaking away, then sliding up over the roof of the silver van. Also, at 2:45:48, the officer closest to the garage door appears to be struck by the vehicle, with the driver's side rear fender pushing along the officer's midsection.



Fig. 2: Silver van emerges from garage bay, hitting PO Papin.

over, she appears to take a dark object from the other officer, then walks off screen. Later, at 18:19, she picks up something the size and shape of a notecard.⁶⁸

c. Documentary Evidence

Arrest Report [REDACTED] and [REDACTED]

On April 30, 2012, [REDACTED] was arrested under Central Booking (CB) #18396686, pertaining to Records Division (RD) #HV264189. [REDACTED] was arrested under CB #18396681, RD# HV264189. In both arrest reports, victims are listed as PO Papin and Mike's Electronics, the reporting person is listed as [REDACTED]. Arrestee vehicle impounded and recorded as 2010 Chrysler Town and Country minivan, gray in color. From the incident narrative, attesting/arresting officers Valdovinos and Alamillo indicate that they responded to a burglary in progress at [REDACTED] during which time he observed the suspect load items into a vehicle. Once officers surrounded the building, the suspect entered this vehicle and drove through a garage door. As the vehicle exited from the garage bay, PO Papin was struck and fell to the ground. All three vehicle occupants were shot by the police during this time; [REDACTED] was shot fatally.⁶⁹

Original Case Incident Reports RD #HV264189, #HV264902, #HV264651, #HV264459, #HV264211

On April 30, 2012, incident report RD #HV264189 was created with regard to an aggravated battery to police officer/police involved shooting/burglary/auto-theft that took place at [REDACTED]. Victim listed as Mike's Electronics and PO Michael Papin; reporting party listed as [REDACTED]. Named suspects listed as [REDACTED] and [REDACTED]. Additional RD #s listed as HV264459, HV264211, HV264651, and HV264902. According to this report, PO Mendez fired 10 rounds; PO Pratscher fired 12 rounds; PO Lopez fired 6 rounds; PO Vazquez fired 9 rounds; PO Gonzalez fired 3 rounds; PO Rey fired one round; PO Curry fired 18 rounds; and PO Rosen fired 18 rounds. Witness officers are listed as PO Panek, PO Valdovinos, PO Fietko, PO Alamillo, PO Papin, PO Valenzuela, PO Lorenz, PO Michel, PO Valadez, PO Cicio, and PO Ohlson.

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⁶⁸ Attachment 179

⁶⁹ Attachments 4, 5

While the silver van continues to exit the garage bay, it appears to push the stuck officer toward 25th Street, into an officer standing immediately to the south. At 2:45:49, the struck officer begins moving west, as the silver van reaches 25th Street and strikes the parked panel van. The struck officer then begins to run westward, out of the frame of reference, while the officer he ran into draws a firearm and points it at the silver van. In the next second (2:45:50), the silver van pushes the panel van into 25th Street, then slightly to the east. At this same time, the officer pointing his handgun at the silver van appears to fire his weapon toward the silver van. By 2:45:52, the silver van is no longer moving in reverse, and can be seen moving forward slightly.

Near the top of the frame of reference, beneath the slash between “30/2012,” an officer can be seen firing his weapon at 2:45:53 and 2:45:55. Reaching 2:45:56, the officer who drew his weapon appears to drop a magazine, then reload the firearm. The vehicle also appears to have stopped moving at this point, and all officers appear to have ceased discharging their weapons at 2:45:56. The officer who reloaded his firearm then resumes his aim at the silver van, walking toward the vehicle. At 2:46:00, officers can be seen approaching from the east side of the garage door, walking toward the van with firearms drawn. The first officers reached the van at 2:46:14, after which time the scene appears to become stable. During two separate instances (2:50:49, 2:51:41), an officer with a ponytail appears to drop something, then picks it up. The first drop takes place east of the garage door, near the electrical box; the second takes place near a puddle on the 25th Street curb.⁶⁷

In-car camera video Beat 1033R, Vehicle 8484: Dashcam footage opens facing eastbound on 25th Street, parked slightly northeast. At 0:01, Beat 1033R parks on 25th Street, directly south of Mike’s Electronics Store. Due to the angle of the vehicle, the field of view covers the panel van parked in front of the store garage, as well as part of the southeast corner of the store. By 0:09, a CPD Tahoe parks in front of Beat 1033R, partially at the opening of the rear alleyway. Until 3:50, only a few officers can be seen moving about, and the beams of several flashlights can be seen on the storefront.

At 3:50, the panel van appears to be pushed southward, into the field of view. A silver van then enters the field of view, traveling in reverse and pushing the panel van to the south. By 3:51, the silver van pushes the panel van to its east side, so that the two vans are parallel. Once the vehicles are moved to the righthand side of the frame of reference, a crowd of officers can be seen crouching near an electrical box. One second later (3:52), the silver van leaves the field of view, while an officer standing just north of the electrical box appears to aim his firearm at the van. Three apparent muzzle flashes can be seen on the officer’s firearm, which lasts until 3:53, when the officer takes cover.

From 3:53 until 3:54, the silver van moves forward, in the direction of the electrical box. By 3:54, the officer who took cover re-aims his weapon, then appears to fire another three times. The van sinks several inches at 3:56, after which time the officers approach the silver van, handguns drawn. After this time, the scene appears to become stable. By 8:48 an officer with a ponytail can be seen dropping something near the electrical box, then bending down to pick something up. At 9:12 she moves over to another officer, at which point she removes items from her pants pockets, then hands the items—one by one—to the other officer. After handing the items

⁶⁷ Attachment 147

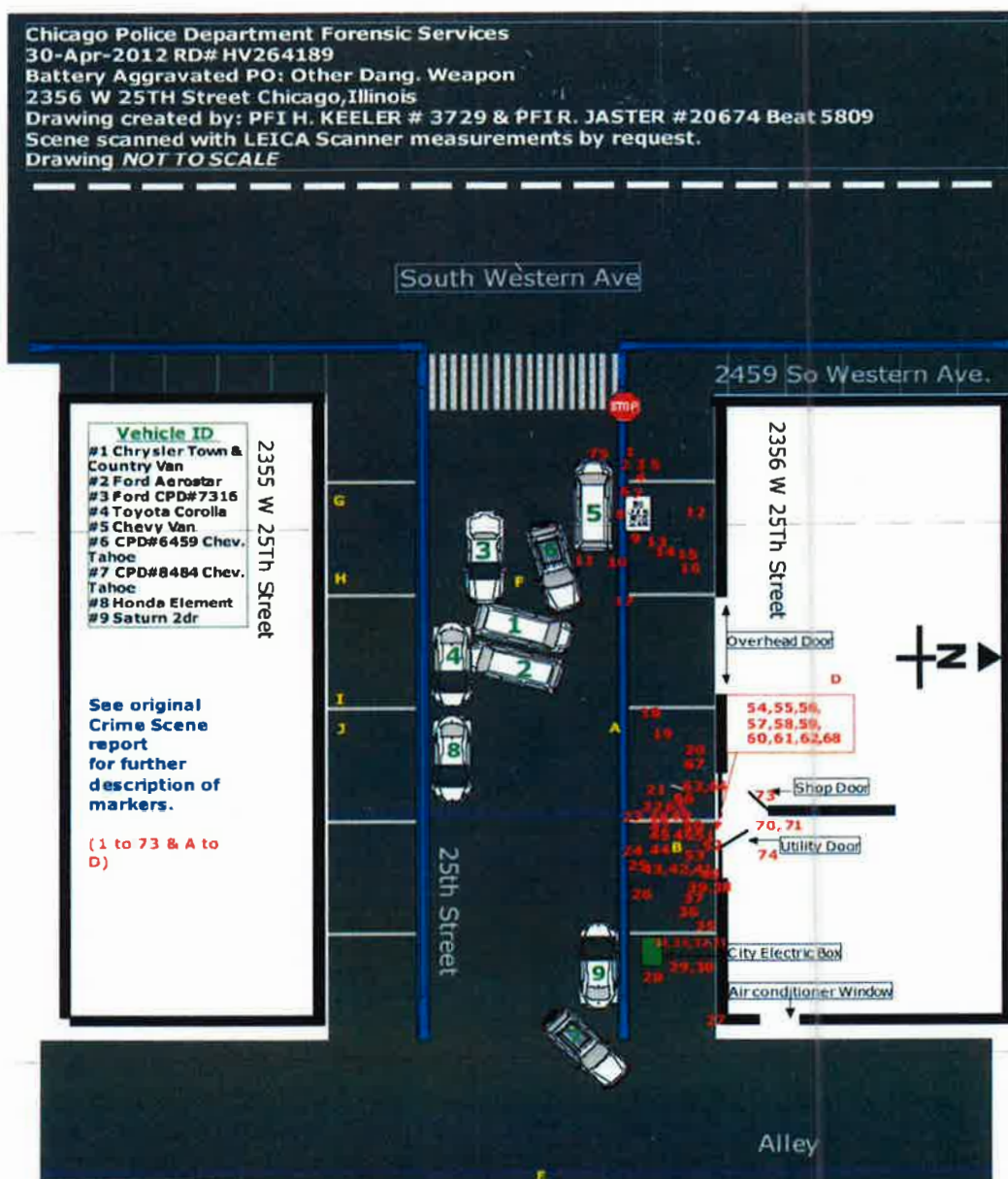


Fig. 3: This aerial diagram of the incident scene was created by the Chicago Police Department for RD #HV264189, based on LEICA scan results.⁷⁰ The diagram shows the location of involved vehicles subsequent to the shooting, as well as the location of recovered evidence. Vehicle #1 is the Chrysler Town & Country, Vehicle #2 is [redacted] red van. The red numbers in the diagram indicate recovered evidence, including shell casings, fired bullet fragments and unfired bullets.

According to the report narrative, on the day of the incident, Chicago Police officers responded to a call of a burglary in progress at Mike's Electronics store. Upon arrival at the store, officers observed a pried open window in the rear alleyway; through other windows of the store, officers saw individuals moving back and forth from a vehicle. A tenant on site allowed police

⁷⁰ LEICA is a brand name of a scanning technology used to conduct 3-D surveys over a specified plat of land.

officers into a vestibule of the building, indicating that the burglars were still inside of the store. While these officers attempted to make entry into the garage bay, the burglars entered a vehicle in the garage bay and drove in reverse. In so doing, the vehicle crashed through the closed garage door, hitting PO Papin and crashing into a parked vehicle. Concerned for the safety of PO Papin and other officers, several officers fired their weapons toward the van at this time. After vehicles collided, officers observed the burglars' vehicle move forward, prompting them to continue firing until the vehicle came to a complete stop.⁷¹

Four other Records Division numbers were created in relation to the April 30, 2012 incident. RD #HV264902 involved a report of a stolen vehicle. According to this report, the stolen vehicle was a green Chevy van, stolen from the area of 2422 South Western. RD #HV264651 involved report of a bullet found in a CFD ambulance. A justifiable homicide at [REDACTED] was recorded under RD #HV264459, with the victim reported as [REDACTED] witness reported as PO Papin, and date of occurrence April 30, 2012 at 2:43 AM. Under RD #HV264211, the traffic collision that took place during the incident is recorded. The narrative indicates that a Chrysler Town and Country reversed through the overhead door of [REDACTED] struck PO Papin, then struck a Ford Aerostar. The Chrysler then pushed the Aerostar out into 25th Street, at which point the vehicles collided with a Chicago Police vehicle and a Toyota Corolla.⁷²

Case Supplementary Report RD #HV264459

Chicago Police Department Case Supplementary Report for RD #HV264459: Part of the report is dedicated to identifying where the three burglars were located inside the gray van; placement was substantiated through video footage and officer recollection. Upon review of the evidence, it was determined that [REDACTED] was driver, [REDACTED] was front passenger, and [REDACTED] was rear passenger. The report also provides a synopsis of videos footage relevant to the incident, with Mike's Electronics Camera 5 and In Car Camera PD8484 showing the shooting incident. The supplementary report includes summaries of interviews of all officers present during incident, conducted by reporting detectives.

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⁷¹ Attachment 29

⁷² Attachment 28, 161, 162, 163

Tactical Response Reports and Officer Battery Reports

All responding officers that used force authored Tactical Response Reports (TRR), and all injured responding officers authored Officer Battery Reports (OBR) in relation to the April 30, 2012 incident. Each TRR notes that [REDACTED] used a vehicle as a deadly weapon; each OBR indicates that the driver attempted to use his vehicle to strike the officer.⁷³ For involved officers, the TRR records the number of times each officer discharged his weapon, listed as follows: PO Rosen, 18 times; PO Lopez, 6 times; PO Gonzalez, 3 times; PO Curry, 18 times; PO Rey, once; PO Vazquez, 9 times; PO Mendez, 9 times; PO Pratscher, 11 times.⁷⁴

Chicago Police Department Crime Scene Processing Report

Crime Scene Processing Report 193410 was drafted with regard to the April 30, 2012 shooting incident. In this report, all physical evidence recovered from the scene is listed out, including the firearms of all eight involved officers, magazines, live cartridges, expended shells, and fired bullets. The expended shells were recovered from the sidewalk outside of Mike's Electronics Store, surface of 25th Street, and the garage and foyer floor of Mike's Electronics. The following items were inventoried regarding the eight involved firearms:

Inventory #12600845: Glock 17 9mm handgun, Serial #LCC590; 1 live round from chamber; 5 live rounds from magazine; 1 magazine with 17 round capacity.

Inventory #12600869: Sig Sauer P229 9mm handgun, Serial #AL13360; 1 live round from chamber; 7 live rounds from magazine; 1 magazine with 13 round capacity.

Inventory #12600908: Glock 17 9mm handgun, Serial #MDN535; 2 rounds from chamber; 1 magazine with 16 round capacity.

Inventory #12600924: Springfield XPM-9 handgun, Serial #MG942517; 1 live round from chamber; 10 live rounds from magazine; 1 magazine with 18 round capacity.

Inventory #12600936: Glock 19 9mm handgun, Serial #MYG859; 1 live round from chamber; 12 live rounds from magazine; 1 magazine with 15 round capacity.

Inventory #12600948: Glock 19 9mm handgun, Serial #MDA591; 1 live round from chamber; 14 live rounds from magazine; 1 magazine with 15 round capacity.

Inventory #12600964: Glock 17 Gen 4 9mm handgun, Serial #PKW695; 1 live round from chamber; 16 live rounds from magazine; 1 magazine with 17 round capacity.

Inventory #12600974: S&W M&P9 9mm handgun, Serial #MPT7126; 1 round from chamber; 16 rounds from magazine; 1 magazine with 17 round capacity.⁷⁵

⁷³ The TRR (Attachment 26) authored by PO Papin specifies that [REDACTED] used his vehicle to hit PO Papin in the left hip.

⁷⁴ TRR Attachments: 13, 14, 15, 16, 17, 18, 19, 20, 23, 24, 25, 26; OBR Attachments: 129-140

⁷⁵ Attachment 11

Cook County Criminal Case Docket 12CR0968201 and 12CR0968202

These dockets pertain to the criminal trials against [REDACTED] and [REDACTED] filed in relation to the April 30, 2012 incident. Both [REDACTED] and [REDACTED] were charged with Murder/Other Forcible Felony; Attempt Murder/Intent to Kill; Aggravated Battery of a Police Officer; Burglary; and Receive/Possession/Sell Stolen Vehicle. [REDACTED] was ultimately convicted on three charges, receiving a sentence of 20 years for Murder/Other Forcible Felony; 6 years for Aggravated Battery of a Police Officer; and 6 years for Receive/Possession/Sell Stolen Vehicle. [REDACTED] was also convicted of three charges, receiving a sentence of 25 years for Murder/Other Forcible Felony; 6 years for Aggravated Battery of a Police Officer; and 6 years for Aid/Abet/Possession/Sell Stolen Vehicle.

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VI. ANALYSIS

During the April 30, 2012 incident, eight CPD officers discharged their firearms, for a total of 75 gunshots. Allegations were brought against all eight officers, premised on their conduct during and after the shooting. COPA's recommended finding on these allegations follows, along with COPA's basis for reaching these findings. This analysis is introduced by a brief summary of the facts, which were established by a preponderance of the evidence.⁷⁶

SUMMARY OF FINDING OF FACTS

The morning of April 30, 2012, three men—[REDACTED] and [REDACTED] [REDACTED] drove together to the Mike's Electronics Store, located at [REDACTED] with the intent to burglarize the store. Traveling to the alley behind Mike's, the three men encountered an air-conditioning vent, which they pried open so as to access the interior of the building. Once all three men were inside of the store, they discovered a van parked inside of the garage bay. [REDACTED] and [REDACTED] proceeded to load the van with store merchandise, during which time a building tenant became aware of the ongoing burglary. This tenant, [REDACTED] called 911 to report the issue, which was broadcasted to 10th District officers via OEMC. In response to this radio transmission, 19 officers responded to the scene and surrounded the building. During their response, [REDACTED] opened the garage bay service door, allowing officers to enter the building. Once inside the service door vestibule, officers encountered a locked door, which lead into the garage bay. As Officers Gonzalez and Lopez attempted to kick open this door, [REDACTED] and [REDACTED] entered the van. [REDACTED] took the driver's seat, while [REDACTED] served as front passenger and [REDACTED] sat behind them.

The garage door was locked shut, so [REDACTED] drove the van in reverse gear, crashing into the closed garage door. At this same time, several officers were standing outside of the store, directly in front of the garage door. With the force of the moving vehicle, the garage door gave way, allowing the van to exit the garage bay. Emerging from the building, the rear driver's side bumper of the van struck PO Papin on his left side, causing PO Papin to fall backward and away from the vehicle. Over the course of one second, the van exited the garage bay, traversed the sidewalk south of Mike's, and crashed into a vehicle parked on 25th Street. The van then pushed this vehicle further into 25th Street, paused, and moved forward slightly. During the eight second timeframe that the van moved outside of Mike's, eight officers discharged their weapons at the driver of the van. By the time the van stopped moving, all officers ceased discharging their weapons. Officers then approached the stalled van, secured the scene, and radioed for paramedic support.

⁷⁶ A preponderance of the evidence will be found when more than 50% of the evidence points toward one outcome; *to wit*, a preponderance of the evidence establishes that it is more likely than not that something did in fact occur. "Preponderance of the Evidence." LII / Legal Information Institute. February 13, 2018. Accessed April 06, 2018. https://www.law.cornell.edu/wex/preponderance_of_the_evidence.

Legal Standard

In situations where an officer discharges his firearm to prevent great bodily harm, such actions are governed by Chicago Police Department General Order G03-02-03, “Deadly Force.” Under the directive, “Deadly Force” is defined as “force which is likely to cause death or great bodily harm,” including “the firing of a firearm in the direction of the person to be arrested, even though no intent exists to kill or inflict great bodily harm [and] the firing of a firearm at a vehicle in which the person to be arrested is riding.”⁷⁷ Such force may be employed in situations

[...]

- B. Firing at or into a moving vehicle is only authorized to prevent death or great bodily harm to the sworn member or another person. When confronted with an oncoming vehicle and that vehicle is the only force used against them, sworn members will move out of the vehicle’s path.”⁷⁸

An officer’s ability to use force is further defined under Chicago Police Department General Order G03-02, “Use of Force Guidelines.”⁷⁹ The relevant part of this directive states:

“II. General Information

Chapter 720, Article 5, Section 7-5, of the Illinois Compiled Statutes provides in part:

‘A peace officer...need not retreat or desist from efforts to make a lawful arrest because of resistance or threatened resistance to the arrest. He is justified in the use of any force which he reasonably believes to be necessary to effect the arrest and of any force which he reasonably believes to be necessary to defend himself or another from bodily harm while making the arrest.’

III. Department Policy [...]

B. Department members will use an amount of force reasonably necessary based on the totality of the circumstances to perform a lawful task, effect an arrest, overcome resistance, control a subject, or protect themselves or others from injury.

C. As set forth by the United States Supreme Court in *Graham v. Connor*, 490 U.S. 386 (1989), the central inquiry in every use of force is whether the amount of force used by the officer was objectively reasonable in light of the particular circumstances faced by the officer.”

It should also be noted that an officer’s use of deadly force is a seizure within the meaning of the Fourth Amendment. When applying the Constitutional standard to a situation, the question

⁷⁷ G03-02-03(I)(A) (Effective 01 October 2002-10 February 2015), citing 720 ILCS 5/7-8.

⁷⁸ G03-02-03(II)(A) (Effective 01 October 2002-10 February 2015).

⁷⁹ G03-02 (Effective 01 October 2002-15 October 2017).

is whether the officer's actions are objectively reasonable in light of the facts and circumstances confronting them, without regard to their underlying intent or motivation. *Graham*, 490 U.S. at 397; see *Estate of Phillips v. City of Milwaukee*, 123 F.3d 586, 592 (7th Cir. 2003). The following factors are instructive in making the determination of whether an officer's use of force is objectively reasonable: (1) "the severity of the crime at issue;" (2) "whether the suspect poses an immediate threat to the safety of the officers or others;" and (3) whether he is actively resisting arrest or attempting to evade arrest by flight." *Graham*, 490 U.S. at 396 (citing *Tennessee v. Garner*, 471 U.S. 1, 8-9 (1985)). This reasonableness calculation "must embody allowance for the fact that police Officers are often forced to make split second judgments—in circumstances that are tense, uncertain, and rapidly evolving—about the amount of force that is necessary in a particular situation." *Graham*, 490 U.S. at 396-97.

Consequently, "when an officer believes that a suspect's actions [place] him, his partner, or those in the immediate vicinity in imminent danger of death or serious bodily injury, the Officer can reasonably exercise the use of deadly force." *Muhammed v. City of Chicago*, 316 F.3d 380, 383 (7th Cir. 2002) (quoting *Sherrod v. Berry*, 856 F.2d 802, 805 (7th Cir. 1988) (*en banc*) (omitting emphasis)). The analysis of the reasonableness of an officer's conduct must be grounded in the perspective of "a reasonable Officer on the scene, rather than with the 20/20 vision of hindsight" and "allow for the fact that police Officers are often forced to make split-second judgments – in circumstances that are tense, uncertain, and rapidly evolving – about the amount of force that is necessary in a particular situation." *Plumhoff v. Rickard*, 134 S. Ct. 2012 (2014)(quoting *Tennessee*, 471 U.S. at 1, *internal quotation marks omitted*).

APPLICATION

In the case at hand, each of the shooting officers consistently stated that, as the van moved out of the garage and onto the street, they discharged their weapons at the driver of the silver van. Looking to the language of G03-02-03, it is apparent that such actions would have fallen under the scope of the "Deadly Force" directive. Once an officer employs deadly force, it must be determined whether the use of deadly force was justified under the circumstances. As stated above, the determination as to whether force is justified will be guided by a reasonable officer standard. To establish whether a reasonable officer in the position of one of the eight firing officers would have believed that deadly force was warranted, a series of factual determinations must be made. Again, these factual determinations have been proven by a preponderance of the evidence.

I. Factual Determinations

The following facts have been established during the course of this investigation: A. As the van exited Mike's garage bay, the rear driver's side of the vehicle struck the left side of PO Papin; B. After the van moved backward into 25th Street, the van shifted direction and moved forward; C. From the time that the van exited Mike's garage bay until the time that the van stopped moving, eight seconds passed; D. All shots were fired during this eight second timeframe.

A. As the Van Exited Mike's Garage Bay, the Rear Driver's Side of the Vehicle Struck the Left Side of PO Papin

From the evidence collected during the course of this investigation, including officer statements, tactical response reports, officer battery reports, medical records, and video footage, the investigation has revealed that the rear driver's side of the van hit the left side of PO Papin. In statements to IPRA, eight responding officers stated that they observed the silver van crash through the garage door, at which point PO Papin was stuck by the van.⁸⁰ Additionally, PO Papin also provided a statement to IPRA, wherein Papin indicated that he had been hit by the vehicle.⁸¹ Other documentary evidence such as medical records and departmental reports also reflected that PO Papin was struck by the van.

Video footage from Mike's Electronics also depicts the collision. At minute 02:45:48, the rear of the silver van can be seen emerging from Mike's garage bay, traveling in the direction of a crowd of officers standing outside of the building.⁸² During 02:25:48, as the van proceeds backward, the rear driver's side panel of the van hits the left side of PO Papin.⁸³ As the vehicle strikes PO Papin, the officer's left leg appears to become elevated, at which time PO Papin throws his arms out to the sides.⁸⁴



Figure 4: Zoom-in of Mike's Electronics Channel 5 footage at 02:45:48, showing the moment when PO Papin is struck by the silver van.

In consideration of the aforementioned evidence indicating that PO Papin was struck by the van, as well as the void of evidence to suggest otherwise, the investigation has revealed a

⁸⁰ Attachments 78, 85, 91, 98, 104, 111, 116, 122

⁸¹ Attachment 55

⁸² Attachment 147

⁸³ *Id.*

⁸⁴ Attachment 171

preponderance of evidence to make a factual determination. Thus, as the van exited Mike's garage bay, the rear driver's side of the vehicle struck the left side of PO Papin.

B. After the Van Moved Backward Into 25th Street, the Van Shifted Direction and Moved Forward

From the evidence collected during the course of this investigation, including officer statements, photographs, and video footage, the investigation has revealed that the van shifted direction and moved forward. In interviews to IPRA, seven responding officers state that they observed the van change direction and move forward. Specifically, Officers Lopez, Pratscher, Rosen, Curry and Fietko saw the van travel in reverse out of the garage bay, then stop in the middle of 25th Street.⁸⁵ The officers then observed the driver make a motion that resembled "changing gears," at which time the vehicle moved forward. PO Mendez also observed the vehicle stop moving in reverse, followed by the driver making a "gear shifting" motion.⁸⁶ Based on the account of PO Vazquez, he observed the van move forward.⁸⁷

Based on the Original Case Incident Report for RD #HV264211, the silver van was a 2010 Chrysler Town & Country. Looking to the 2010 Chrysler Town & Country Owner's Manual, this vehicle had a gearshift situated in the dashboard, directly right of the gauge panel.

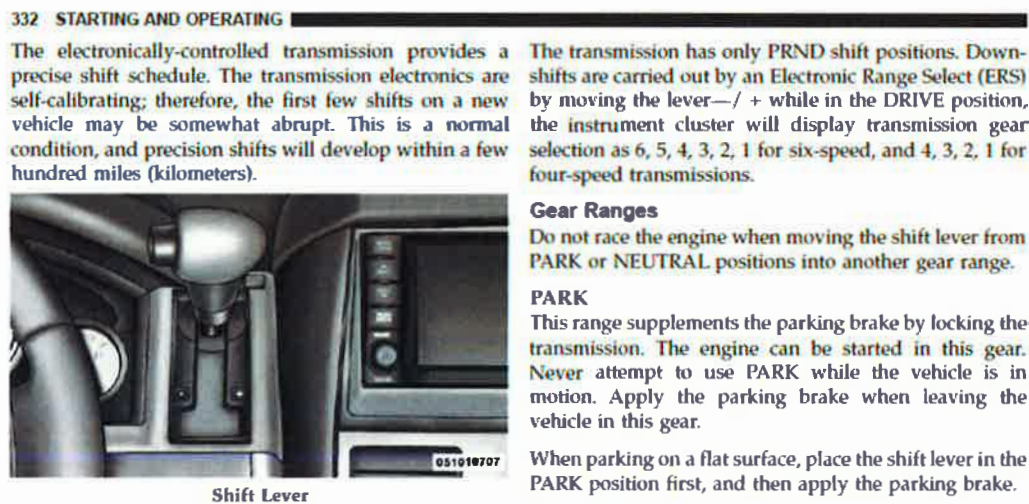


Fig. 5: Diagram of 2010 Chrysler Town & Country gearshift.

⁸⁵ Attachments 83, 98, 111, 116, 61

⁸⁶ Attachment 91

⁸⁷ Attachment 104

Looking to the Chicago Police Department Evidence Technician photographs of the silver 2010 Chrysler Town and Country, the gearshift is clearly located in the same position: directly right of the gauge panel.



Fig. 6: Original ET photo and zoom-in, depicting location of gearshift.⁸⁸

Given the prominent location of this mechanism, nearby the front windscreen, it would appear reasonable for an officer to believe that he saw the van driver attempting to shift gears.

The officer statements that the driver shifted gears, after which time the van moved forward, are also corroborated by video from Channel 5 and dashcam footage from Vehicle 8484. Looking to Channel 5, minute 02:45:51, the silver van has reversed into the middle of 25th Street, and is no longer moving in reverse.⁸⁹ By 02:45:52, the van shifts direction and moves forward.⁹⁰ In the footage from Vehicle 8484, the silver van comes into the left side of the field of view at minute 03:50.⁹¹ The entire body of the silver van passes across the field of view, and by minute 03:52, the entire body of the silver van has passed out of the right side of the field of view.⁹² During minute 03:53, the van remains outside of the field of view, and by 03:54, the front panel of the van re-enters the right hand side of the field of view.⁹³

⁸⁸ Red circle added for emphasis.

⁸⁹ Attachment 147

⁹⁰ *Id.*

⁹¹ *Id.*

⁹² *Id.*

⁹³ *Id.*

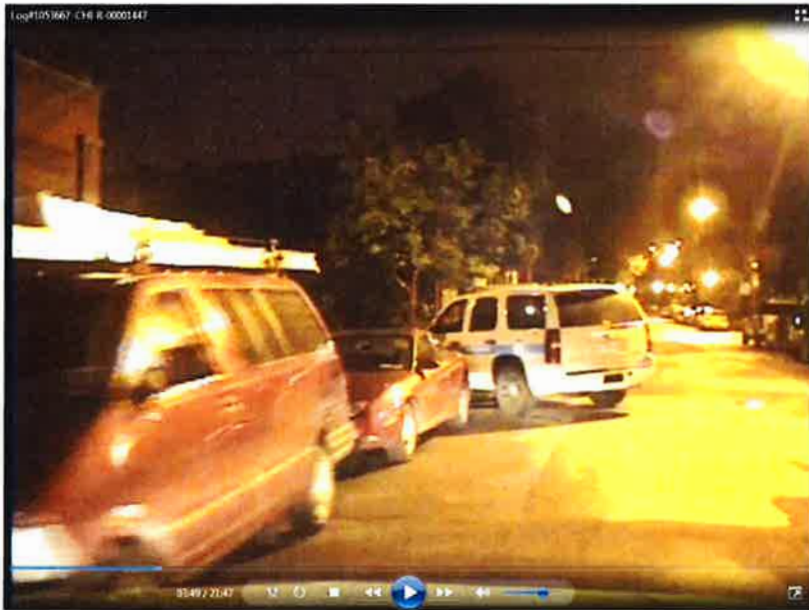


Fig. 7: Minute 03:49, immediately prior to the silver van entering the field of view



Fig. 8: Minute 03:50, as the silver van enters the field of view

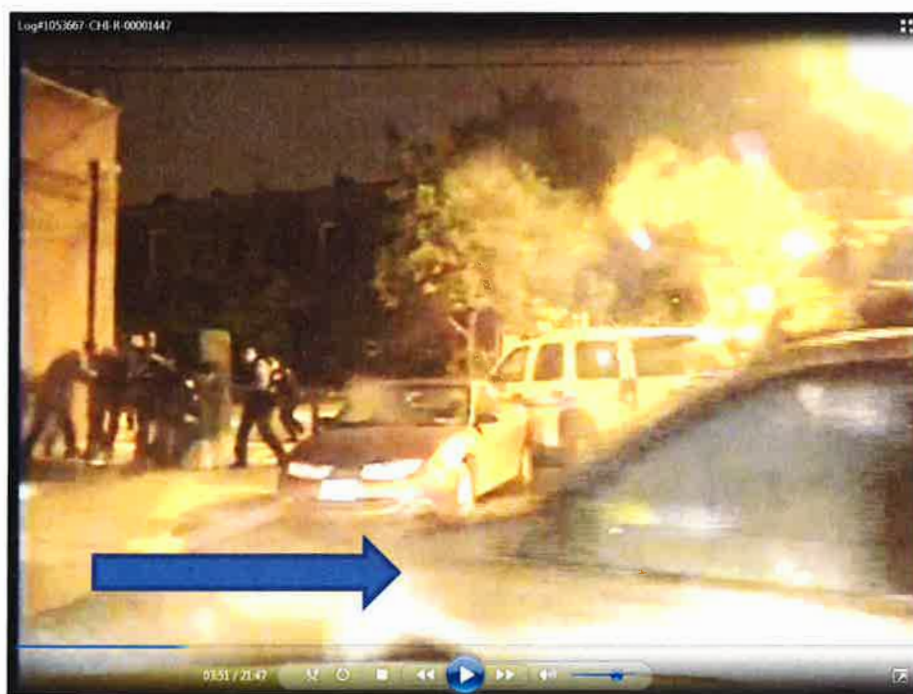


Fig. 9: Minute 03:51, the silver van passes across the field of view, from left to right. The blue arrow indicates the direction of travel and identification of the silver van.

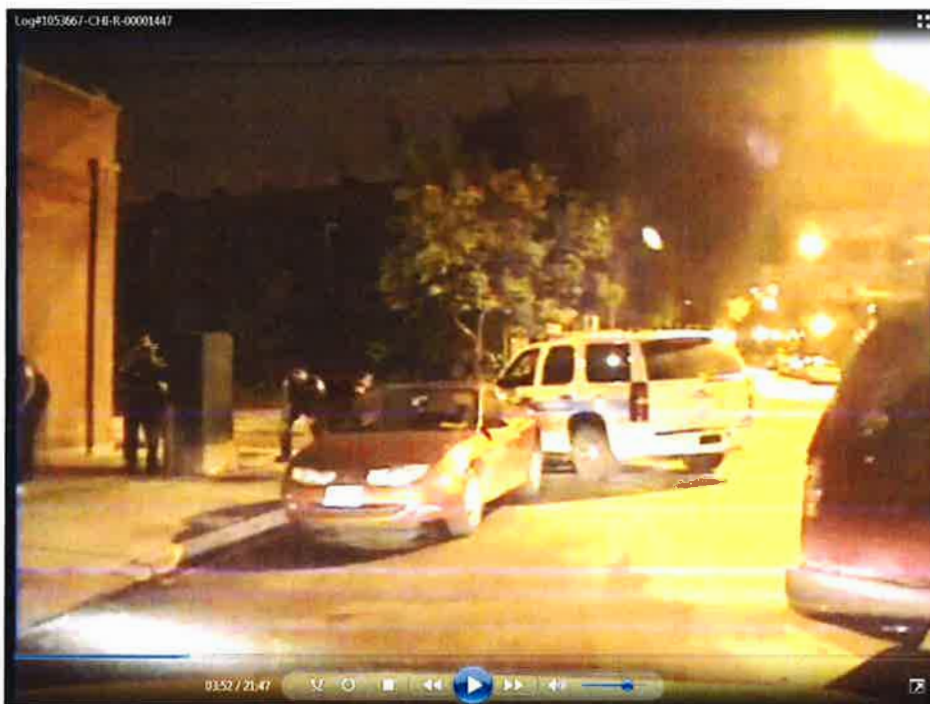


Fig. 10: Minute 03:52, the silver van has passed across the field of view, exited the right side of the field, and is entirely outside of the frame.

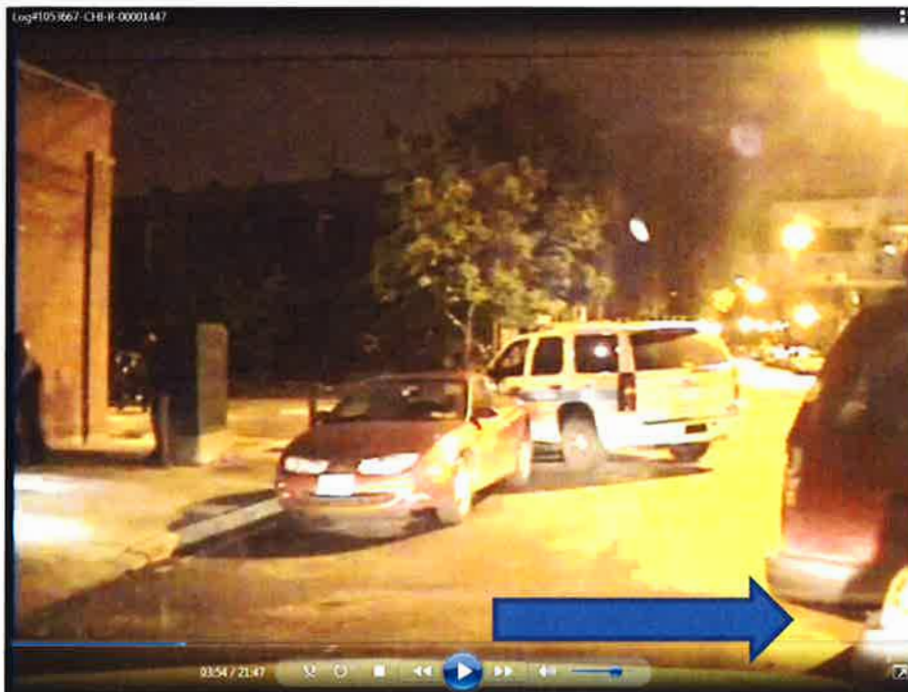


Fig. 11: Minute 03:54, the silver van has re-entered the right side of the field of view. The blue arrow indicates the identification of the silver van coming back in the north direction.

Considering the statements of the officers, the location of the gearshift, and the relevant video footage, a preponderance of the evidence exists to formulate a factual determination. As such, after the van moved backward into 25th Street, the van shifted direction and moved forward.

C. Eight Seconds Elapsed From the Time the Van Exited Mike's Garage Bay Until the Time That the Van Stopped Moving

From the video footage evidence collected during the course of this investigation, the investigation has revealed that eight seconds passed between the time the van exited Mike's garage bay, up until the time that the van stopped moving. The entire movement of the silver van outside of the building is captured by Channel 5.⁹⁴ At minute 02:45:48, the silver van emerges from Mike's garage bay, strikes PO Papin, and moves out into 25th Street.⁹⁵ After crashing into vehicles parked on 25th Street, the vehicle changes directions and moves forward.⁹⁶ By 02:45:56, the vehicle ceases moving, after which time officers begin approaching the stalled vehicle.⁹⁷ Although the statements of involved officers do suggest that the episode lasted "seconds," Channel 5 footage irrefutably shows the van's movement takes place between minutes 02:45:48 and 02:45:56. Considering this, a preponderance of the evidence exists to formulate the aforementioned factual determination.

⁹⁴ Attachment 147

⁹⁵ *Id.*

⁹⁶ *Id.*

⁹⁷ *Id.*

D. All Shots Were Fired During This Eight Second Timeframe

From the evidence collected during the course of this investigation, including officer statements and video evidence, the investigation has revealed that the involved officers fired their weapons only during the eight seconds timeframe described *supra*. All shooting officers state that by the time the vehicle stopped moving, they had stopped firing their weapons. Specifically, officers Lopez, Pratscher, Vazquez, Rosen, and Gonzalez all stated that by the time that the van ceased moving, they had stopped discharging their weapons.⁹⁸ PO Rey noted in her interview that as the van was moving, she shot once; an officer then moved into her line of fire, so she took cover until the scene was secure.⁹⁹ According to PO Mendez, he fired at the van as it moved, but his firearm jammed.¹⁰⁰ By the time he cleared the jam, the van was no longer moving, and he did not fire again.¹⁰¹ As PO Curry fired at the moving van, his firearm went into slide lock.¹⁰² By the time he had reloaded, the van was no longer moving, and he did not fire again.¹⁰³

These statements are corroborated by the two relevant videos, Channel 5 and Vehicle 8484. During the eight second timeframe that the van is moving, officers can be seen bracing themselves, moving away from the garage, and firing at the moving van.¹⁰⁴ Once the eight second period is over (minute 02:45:56), no further firearm discharges can be seen.¹⁰⁵ In examining the footage taken from Vehicle 8484, minute 03:56 is synchronized with Channel 5's minute 02:45:56. Prior to Vehicle 8484, minute 03:56, at least one officer can be seen discharging his firearm.¹⁰⁶ After Vehicle 8484, minute 03:56, no further firearm discharges can be seen.¹⁰⁷ Considering the commonality between the statements of involved officers, as well as the actions depicted in the two videos, a preponderance of the evidence exists to formulate a factual determination. As such, during the eight second timeframe that the silver van moved outside of Mike's Electronics, all officer firearm discharges took place.

II. It Was Reasonable For Shooting Officers to Believe That Their Fellow Officers Were in Imminent Danger

Under the first prong of G03-02-03, an officer may apply deadly force if he "reasonably believes that such force is necessary to prevent death or great bodily harm to the sworn member or to another person."¹⁰⁸ As stated *supra*, the investigation has revealed several factual findings, *to wit* the van emerged from Mike's garage in reverse, struck PO Papin, and changed to a forward direction all over the course of eight seconds. Looking to the video of the incident captured by Mike's Electronics Camera 5, it took the van one second to travel across the sidewalk south of the

⁹⁸ Attachments 85, 98, 104, 111, 122

⁹⁹ Attachment 78

¹⁰⁰ Attachment 91

¹⁰¹ *Id.*

¹⁰² Attachment 116

¹⁰³ *Id.*

¹⁰⁴ Attachment 147

¹⁰⁵ *Id.*

¹⁰⁶ Attachment 179

¹⁰⁷ *Id.*

¹⁰⁸ G03-02-03(II)(A)(1) (Effective 01 October 2002-10 February 2015).

store.¹⁰⁹ Moreover, immediately prior to the van crashing out of the garage door, the video shows officers standing in the direct path of the vehicle.¹¹⁰ Considering that these officers would have had less than one second to get out of the path of a vehicle weighing in excess of two tons,¹¹¹ it would appear reasonable to believe that these officers faced imminent death or great bodily harm.

III. It Was Reasonable for Shooting Officers to Believe That Deadly Force Was Necessary to Prevent the Danger

While it would be reasonable for responding officers to believe that their fellow officers were in imminent danger, such a belief alone would not be enough to meet the standard of G03-02-03. When faced with the aforementioned circumstances, the officer's use of deadly force would only be justified when he reasonably believes deadly force is necessary to *prevent* the danger. Under the Use of Force Guidelines directive,¹¹² the objective reasonableness of an officer's use of force must be guided by the standard set out in the seminal Supreme Court decision *Graham v. Connor*.¹¹³ In *Graham*, the court noted that "the calculus of reasonableness must embody allowance for the fact that police officers are often forced to make split-second judgments - in circumstances that are tense, uncertain, and rapidly evolving - about the amount of force that is necessary in a particular situation."¹¹⁴ Nevertheless, the *Graham* court emphasized that the officer's actions must be "'objectively reasonable' in light of the facts and circumstances confronting them, without regard to their underlying intent or motivation."¹¹⁵

In this case, the van crashed through the closed garage door and hit PO Papin, at which point it became evident to responding officers that the driver van had reckless disregard for the safety of others. This justified all the officers who witnessed this act to be on high alert.

As the van continuously moves over an eight second period, the vehicle changes direction, putting officers into its direct path. In each of the shooting officers' statements to IPRA, the officers state that they observed a vehicle being used as a deadly weapon against other officers; without controlling the driver of this vehicle, no one officer could prevent the vehicle from causing great bodily harm to officers in its path. With the rapidly unfolding chain of events, as well as the close proximity of victim and potential victim officers to the deadly force of the van, it is difficult to fathom what other tactics any responding officer could have employed in order to save the lives of his fellow officers.

Based on the entirety of the conditions faced by the eight shooting officers, it was objectively reasonable for these officers to believe that deadly force was necessary to prevent death

¹⁰⁹ Attachment 147 depicts footage from Mike's Electronics Channel 5. A stopwatch was utilized to calculate how long it took the silver van to cross the sidewalk south of Mike's. Starting at the time the silver van emerged from Mike's garage bay (approximately 2:45:48), until the moment that the silver van hits a panel van parked on 25th Street (approximately 2:45:49), the stopwatch recorded one second to have passed.

¹¹⁰ Attachment 147 at 2:45:47.

¹¹¹ Attachment 28, Page 1 indicates that the silver vehicle was a 2010 Chrysler Town and Country. This vehicle has a recorded curb weight of 4507 pounds (Edmunds.com/Chrysler/town-and-country/2010/features-specs/).

¹¹² G03-02 (Effective 01 October 2002-15 October 2017).

¹¹³ 490 U.S. 386 (1989)

¹¹⁴ *Id.* at 396-97.

¹¹⁵ *Id.* at 397.

or great bodily harm, meeting the standard established in *Graham*. From the fourth factual determination made in this case, it has been demonstrated that all shooting officers stopped firing by the time the vehicle was no longer in motion. This course of action would suggest that, once the threat of imminent danger had subsided, deadly force was no longer employed by Chicago Police members. In applying deadly force only during the eight second window, the totality of the circumstances suggest that the shooting officers applied objectively reasonable deadly force.

Based on the entirety of the conditions faced by the eight shooting officers, it was objectively reasonable for these officers to believe that deadly force was necessary to prevent death or great bodily harm, meeting the standard established in *Graham*. From the fourth factual determination made in this case, it has been demonstrated that all shooting officers stopped firing by the time the vehicle was no longer in motion. This course of action would suggest that, once the threat of imminent danger had subsided, deadly force was no longer employed by Chicago Police members. In applying deadly force only during the eight second window, the totality of the circumstances suggest that the shooting officers applied objectively reasonable deadly force.

IV. It Was Reasonable For Shooting Officers to Believe That Shooting Into the Van Was Necessary to Prevent the Danger of Deadly Force

Each shooting officer discharged their weapons at [REDACTED] and [REDACTED] while they were inside the silver van.¹¹⁶ In situations where an officer discharges his firearm into a moving vehicle, the officer's actions are only authorized "to prevent death or great bodily harm to the sworn member or another person."¹¹⁷ The Deadly Force directive also mandates that sworn members move out of the vehicle's path "when confronted with an oncoming vehicle and that vehicle is the only force used against them."¹¹⁸ Based on the analysis above, it would have been reasonable for the shooting officers to believe that deadly force was necessary to prevent death or great bodily harm, namely of the officers in the path of the silver van. Therefore, all eight officers were permitted to shoot into the moving vehicle under G03-02-03(II)(B).

Under the second provision of G03-02-03(II)(B), an officer is required to move out of the vehicle's path "when confronted with an oncoming vehicle and that vehicle is the only force used against them."¹¹⁹ A reasonable officer would have known that his fellow officer was required to move out of the way of the moving vehicle if feasible. However, considering that these officers would have had less than one second to get out of the path of a vehicle weighing in excess of two tons,¹²⁰ it was reasonable for each shooting officer to believe that their fellow officers could not move out of the way in time particularly given their close proximity to the vehicle. As the shooting

¹¹⁶ Allegations 1 and Allegation 2 are duplicative because it is undisputed that [REDACTED] and [REDACTED] were inside the silver van at the time each shooting officer discharged their weapons. Therefore, the analysis for each allegation is identical.

¹¹⁷ G03-02-03(II)(B) (Effective 01 October 2002-10 February 2015).

¹¹⁸ *Id.*

¹¹⁹ *Id.*

¹²⁰ Attachment 28, Page 1 indicates that the silver vehicle was a 2010 Chrysler Town and Country. This vehicle has a recorded curb weight of 4507 pounds (Edmunds.com/Chrysler/town-and-country/2010/features-specs/).

officers' actions comported with all applicable sections of G03-02-03(II)(B), Allegation #1 and 2 against all shooting officers should be **Exonerated**.¹²¹

V. PO Rey Did Not Pick Up Shell Casings At the Scene of the Shooting

Based on video footage depicting the aftermath of the shooting, PO Rey can be seen picking up items from the ground. Premised on these actions, IPRA brought forth the allegation that PO Rey picked up shell casings from the crime scene. In the aftermath of suspected criminal activity, "it is the policy of the Chicago Police Department to secure and protect crime scenes..."¹²² The directive goes on to specify that "evidence will NOT be disturbed prior to processing, unless it is absolutely necessary to preserve life or to protect the evidence from loss or damage."¹²³ Only in situations where a department member has established a "compelling reason," may the member "handle evidence before the crime scene has been evaluated by a forensic investigator, an evidence technician, or a detective."¹²⁴

In this case, video footage from Mike's Electronics Channel 5 and Beat 1033R show officer actions subsequent to the shooting incident, including an officer who bends over several times to reach the ground. When shown this video footage, PO Rey acknowledged that she could be seen in the clips, recognizable by her hair in a ponytail. Concerning footage of PO Rey bending to reach the ground, PO Rey was specifically asked whether she was picking up shell casings. PO Rey responded that she was not picking up shell casings, but rather the live rounds from her magazine. According to PO Rey, she had removed the bullets from the magazine of her firearm, with the purpose of counting how many bullets were left. The purpose of this action, PO Rey explained, was to verify that she only fired one round. While counting the bullets, PO Rey's hands kept shaking, causing her to drop the bullets to the ground. PO Rey then picked up the bullets from the ground.

Reviewing Crime Scene Processing Report 193410, evidence technicians reported the location of each inventoried expended shell. Based on this report, expended shells were recovered from the sidewalk outside Mike's Electronics, from the floor inside the store, and from the surface of 25th Street. None of the shells are reported to have been recovered from PO Rey's person. Beyond these records and the aforementioned video footage, no other evidence regarding PO Rey's involvement with shell casings was obtained. In consideration of PO Rey's explanation of the video footage, as well as the recorded location of all inventoried shell casings, a preponderance of the evidence exists to indicate that PO Rey did not pick up shell casings. In light of these circumstances, Allegation #3 against PO Rey should be **Unfounded**.¹²⁵

¹²¹ The only exception is Allegation #1 against Officer Rey. IPRA alleged in Allegation #1 against Officer Rey that Officer Rey discharged her weapons multiple times. However, the evidence demonstrates that Officer Rey only discharged her weapon once. The action did not occur as alleged and therefore Allegation #1 should be **Unfounded**.

¹²² G04-02(II) (Effective 15 June 2002-06 November 2014).

¹²³ G04-02(III)(D) (Effective 15 June 2002-06 November 2014).

¹²⁴ G04-02(III)(E) (Effective 15 June 2002-06 November 2014).

¹²⁵ It should be noted that G03-02-03 (effective October 16, 2017) specifically requires officers who discharge their firearms to ensure that their firearm remains holstered and secured until it is submitted to Forensic Services Division personnel. This was not in effect on the date of this incident.

CONCLUSION

Based on the analysis set forth above, COPA makes the following findings:

Officer	Allegation	Finding
Officer Mendez	<ol style="list-style-type: none"> 1. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Jorge Mendez discharged his firearm multiple times at [REDACTED] and [REDACTED] in violation of Rule 6; and, 2. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Jorge Mendez discharged his firearm into a moving vehicle without justification, in violation of Rule 6. 	<ol style="list-style-type: none"> 1. Exonerated 2. Exonerated
Officer Pratscher (Now Sgt. Pratscher)	<ol style="list-style-type: none"> 1. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Terrence Pratscher discharged his firearm multiple times at [REDACTED] and [REDACTED] in violation of Rule 6; and, 2. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Terrence Pratscher discharged his firearm into a moving vehicle without justification, in violation of Rule 6. 	<ol style="list-style-type: none"> 1. Exonerated 2. Exonerated
Officer Lopez	<ol style="list-style-type: none"> 1. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Daniel Lopez discharged his firearm multiple times at [REDACTED] and [REDACTED] in violation of Rule 6; and, 2. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Daniel Lopez discharged his firearm into a moving vehicle without justification, in violation of Rule 6. 	<ol style="list-style-type: none"> 1. Exonerated 2. Exonerated

Officer Vazquez	<ol style="list-style-type: none">1. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Daniel Vazquez discharged his firearm multiple times at [REDACTED] and [REDACTED] in violation of Rule 6; and,2. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Daniel Vazquez discharged his firearm into a moving vehicle without justification, in violation of Rule 6.	<ol style="list-style-type: none">1. Exonerated2. Exonerated
Officer Gonzalez	<ol style="list-style-type: none">1. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Manuel Gonzalez, Jr. discharged his firearm multiple times at [REDACTED] and [REDACTED] in violation of Rule 6; and,2. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Manuel Gonzalez, Jr. discharged his firearm into a moving vehicle without justification, in violation of Rule 6.	<ol style="list-style-type: none">1. Exonerated2. Exonerated
Officer Rey	<ol style="list-style-type: none">1. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Violet Rey discharged her firearm multiple times at [REDACTED] and [REDACTED] in violation of Rule 6; and,2. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Violet Rey discharged her firearm into a moving vehicle without justification, in violation of Rule 6.	<ol style="list-style-type: none">1. Unfounded2. Exonerated

Officer Rey	3. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Violet Rey picked up shell casings after a police involved shooting, in violation of Rule 6.	3. Unfounded
Officer Curry	<p>1. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Michael Curry discharged his firearm multiple times at [REDACTED] and [REDACTED] in violation of Rule 6; and,</p> <p>2. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Michael Curry discharged his firearm into a moving vehicle without justification, in violation of Rule 6.</p>	<p>1. Exonerated</p> <p>2. Exonerated</p>
Officer Rosen	<p>1. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Anthony Rosen discharged his firearm multiple times at [REDACTED] and [REDACTED] in violation of Rule 6; and,</p> <p>2. It is alleged that on April 30, 2012, at approximately 2:43 AM, in the vicinity of [REDACTED] Officer Anthony Rosen discharged his firearm into a moving vehicle without justification, in violation of Rule 6.</p>	<p>1. Exonerated</p> <p>2. Exonerated</p>

Approved:

[REDACTED]

Sydney R. Roberts
Chief Administrator

8/13/18
Date

Appendix A

Assigned Investigative Staff

Squad#:	Fifteen
Investigator:	Rohrer
Supervising Investigator:	Becknek
Deputy Chief Administrator:	Kersten